

# FEDERAL REGISTER

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Washington, Saturday, October 20, 1945

## The President

### EXECUTIVE ORDER 9643

TRANSFERRING CERTAIN PERSONNEL, RECORDS, PROPERTY, AND FUNDS OF THE DEPARTMENT OF COMMERCE, WITH RESPECT TO SURPLUS PROPERTY, TO THE RECONSTRUCTION FINANCE CORPORATION

By virtue of the authority vested in me by the Constitution and Statutes, including Title I of the First War Powers Act, 1941, and as President of the United States, and consonant with the designation of the Reconstruction Finance Corporation by the Surplus Property Administrator pursuant to the provisions of the Surplus Property Act of 1944, as amended, as the disposal agency for certain categories of surplus property for which the Department of Commerce has heretofore been the disposal agency, it is hereby ordered, effective as of the opening of business November 5, 1945, that the Office of Surplus Property in the Department of Commerce is hereby terminated, and that all personnel, records, property, contracts, obligations, and funds of the Office, together with so much of the other personnel, records, property, contracts, obligations, and funds of the Department of Commerce as relates primarily to the surplus property disposal functions placed under the Reconstruction Finance Corporation by the aforesaid designation, are hereby transferred to the Reconstruction Finance Corporation for use in connection with such functions. Such measures and dispositions as may be determined by the Director of the Bureau of the Budget to be necessary to effectuate the transfers and termination provided for in this order shall be carried out in such manner as the Director may direct and by such agencies as he may designate.

HARRY S. TRUMAN

The WHITE HOUSE,  
October 19, 1945.

[F. R. Doc. 45-19399; Filed, Oct. 19, 1945;  
11:27 a. m.]

## Regulations

### TITLE 7—AGRICULTURE

#### Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 78-2, Termination]

#### PART 1599—PROCEDURAL REGULATIONS

ISSUANCE BY DIRECTOR OF SUPPLY OF ORDERS RESULTING FROM VIOLATIONS OF PRIORITY OR ALLOCATION OF ORDERS

War Food Order No. 78-2, as amended (10 F.R. 5673, 10419), is hereby terminated. Unless the Assistant Administrator shall otherwise order, all proceedings pending on the effective date hereof shall be concluded in accordance with the provisions of War Food Order No. 78-1, Amendment 4.

This order shall become effective at 12:01 a. m., e. s. t., October 19, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8037; WFO 78, Amendment 2)

Issued this 17th day of October 1945.

[SEAL]      C. W. KITCHEN,  
Assistant Administrator.

[F. R. Doc. 45-19399; Filed, Oct. 19, 1945;  
3:30 p. m.]

[WFO 75-2, Amdt. 30]

#### PART 1410—LIVESTOCK AND MEATS

##### BEEF REQUIRED TO BE SET ASIDE

War Food Order No. 75-2, as amended (10 F.R. 12841), is further amended as follows:

1. By deleting paragraph (a) (2).
2. By deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Quantity; quality; specifications.* No Federally inspected slaughterer and no slaughterer whose cattle are slaughtered in an establishment operated

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\* Appears under Interior Department in Notices section.

under Federal inspection shall deliver meat unless he shall set aside, reserve, and hold for delivery to governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, and ship suppliers the following percentages of the conversion weight of each week's production of beef of the indicated grades: *Provided, however*, That the provisions of this paragraph shall not apply to any slaughterer located in the States of Arizona, California, Florida, Idaho, Montana, Nevada, Oregon, Utah, Washington, and Wyoming:

(1) 30 percent of the conversion weight of each week's production of beef graded "U. S. Commercial" obtained from steers, heifers, and cows;

(2) 40 percent of the conversion weight of each week's production of beef obtained from steers, heifers, and cows of "U. S. Utility" grade (Grade C beef);

(3) 50 percent of the conversion weight of each week's production of beef obtained from steers, heifers, and cows of cutter and canner grade (Grade D beef).

3. By deleting paragraph (f) and substituting in lieu thereof the following:

(f) *Storage; packaging.* All beef set aside, and reserved under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with the requirements of the governmental agency purchasing such beef.

This amendment shall become effective at 12:01 a. m., e. s. t., October 21, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 17th day of October 1945.

[SEAL] C. W. KITCHEN,  
Assistant Administrator.

[F. R. Doc. 45-19308; Filed, Oct. 18, 1945; 3:38 p. m.]

[WFO 75-4, Amdt. 4]

#### PART 1410—LIVESTOCK AND MEATS

##### VEAL REQUIRED TO BE SET ASIDE

War Food Order No. 75-4, as amended (10 F.R. 12843) is hereby further amended as follows:

1. By deleting the period at the end of paragraph (b), substituting a semicolon in lieu thereof, and adding immediately thereafter the following: "*Provided, however*, That the provisions of this paragraph (b) shall not apply to any slaughterer located in the States of Arizona, California, Florida, Idaho, Montana, Nevada, Oregon, Utah, Washington, or Wyoming."

2. By deleting paragraph (f) and substituting in lieu thereof the following:

(f) *Storage; packaging.* All veal set aside, reserved and held under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with specifications of the Governmental agency purchasing such veal.

This amendment shall become effective at 12:01 a. m., e. s. t., October 21, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-4, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 17th day of October 1945.

[SEAL] C. W. KITCHEN,  
Assistant Administrator.

[F. R. Doc. 45-19309; Filed, Oct. 18, 1945; 3:38 p. m.]

[WFO 75-6, Amdt. 1]

#### PART 1410—LIVESTOCK AND MEATS

##### LAMB AND MUTTON REQUIRED TO BE SET ASIDE

War Food Order No. 75-6 (10 F.R. 12844) is hereby amended as follows:

1. By adding immediately after the table in paragraph (b) the following:

*Provided, however*, That the provisions of this paragraph (b) shall not apply to any slaughterer located in the States of Arizona, California, Florida, Idaho, Montana, Nevada, Oregon, Utah, Washington, and Wyoming.

2. By deleting paragraph (f) and substituting in lieu thereof the following:

(f) *Storage; packaging.* All lamb or mutton set aside, reserved, and held under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with the requirements of the governmental agency purchasing such lamb or mutton.

This amendment shall become effective at 12:01 a. m., e. s. t., October 21, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-6, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 17th day of October 1945.

[SEAL] C. W. KITCHEN,  
Assistant Administrator.

[F. R. Doc. 45-19310; Filed, Oct. 18, 1945; 3:38 p. m.]

[WFO 4-10, Amdt. 3]

PART 1450—TOBACCO

#### 1945 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 11331; 9 F.R. 4321, 4319, 9534; 10 F.R. 103, 126, 10419), and to effectuate the purposes of such order, as amended, War Food Order No. 4-10, as amended (10 F.R. 8952, 10277, 10419, 11987), relative to the 1945 crop of flue-cured tobacco, is hereby further amended as follows:

1. By deleting therefrom the term "105.5 percent" in § 1450.16 (b) (5) and inserting, in lieu thereof, the term "110 percent."

2. By deleting therefrom the term "125 percent" in § 1450.16 (b) (8) and inserting, in lieu thereof, the term "135 percent."

This order shall become effective at 12:01 a. m., e. s. t., October 18, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-10, as amended, prior to the effective time hereof, all provisions of such order, as amended, in effect prior to the effective time hereof shall continue in full force and effect for the purpose of sustaining any action, suit, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9332, 8 F.R. 14733; E.O. 9577, 10 F.R. 8087; WFO No. 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9534, 10 F.R. 103, 126, 10419)

Issued this 17th day of October 1945.

[SEAL] C. W. KITCHEN,  
Assistant Administrator.

[F. R. Doc. 45-19307; Filed, Oct. 18, 1945; 3:38 p. m.]

#### PART 1599—PROCEDURAL REGULATIONS

##### ISSUANCE OF ORDERS AFFECTING PERSONS SUBJECT TO PRIORITY OR ALLOCATION ORDERS AND REGULATIONS

War Food Order No. 78, issued February 20, 1945 (10 F.R. 2155), as amended March 21, 1945 (10 F.R. 3077), and August 23, 1945 (10 F.R. 10419), is hereby further amended to read as follows:

In order to provide for the enforcement of priority or allocation orders or regulations administered by the Production and Marketing Administration, United States Department of Agriculture, it is hereby ordered as follows:

§ 1599.53 *Delegation of authority to Assistant Administrator.* (a) The Assistant Administrator in charge of Regulatory and Marketing Service work, Production and Marketing Administration, United States Department of Agriculture, is authorized: (1) To issue, under his name and title, after affording persons affected an opportunity to be heard, all orders resulting from any violation of a

priority or allocation order or regulation administered by the Production and Marketing Administration, United States Department of Agriculture (including, but not limited to, those suspending, revoking, or withdrawing, in any manner, any quota, license, or authorization), and to exercise the functions, duties, powers, authority, and discretion conferred upon the Secretary of Agriculture in connection therewith, and (2) to prepare and issue, under his name and title, for publication in the FEDERAL REGISTER, procedural regulations with respect to the matters specified in subparagraph (1) hereof, and such other matters related to the priority or allocation orders or regulations administered by the Production and Marketing Administration, United States Department of Agriculture, as may be necessary to effectuate the powers vested in him.

(b) This order shall become effective at 12:01 a. m., e. s. t., October 19, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 16th day of October 1945.

[SEAL]

J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-19311; Filed, Oct. 18, 1945;  
3:38 p. m.]

[WFO 78-1, Amdt. 4]

#### PART 1599—PROCEDURAL REGULATIONS

##### ISSUANCE OF ORDERS RESULTING FROM VIOLATIONS OF PRIORITY OR ALLOCATION ORDERS

War Food Order No. 78-1, 10 F.R. 2155, 9 F.R. 6202, 9943, 10 F.R. 2495, 10419 (formerly designated Procedural Regulation 1, 8 F.R. 16497, and redesignated as War Food Order No. 78, 9 F.R. 4319, 4321), is further amended to read as follows:

The following regulations are prescribed with respect to the issuance of orders necessitated by violations of priority or allocation orders or regulations administered by the Production and Marketing Administration, United States Department of Agriculture:

§ 1599.1 *Definitions.* When used in these regulations, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(a) The term "Assistant Administrator" means the Assistant Administrator for Regulatory and Marketing Service work, Production and Marketing Administration, United States Department of Agriculture.

(b) The term "Compliance Officer" means the official in charge of the field office of the Compliance and Investigation Branch, Production and Marketing Administration, United States Department of Agriculture, serving the area in which a respondent resides or does business.

(c) The term "Respondent" means any person against whom a proceeding is instituted in accordance with these regulations.

(d) The term "Person" means any individual, partnership, association, business trust, corporation, or any organized

group of persons, whether incorporated or not.

§ 1599.2 *Meaning of words.* Words in these regulations in the singular form shall be deemed to import the plural, and, vice versa, as the case may demand.

§ 1599.3 *Institution of proceeding.* A proceeding under these regulations shall be instituted by the service of a notice upon the respondent by the compliance officer. The notice shall include a statement of the factual basis for, and the purpose of the proceeding.

§ 1599.4 *Filing of answer and request for hearing.* The respondent may, within five days after service of the notice upon him, file a written answer with the compliance officer setting forth his position with respect to the matters contained in the notice and, if he so desires, the respondent may, as a part of his answer, request an opportunity to be heard. The answer need not be in any particular form. The failure of respondent to file an answer shall constitute a waiver of any objection to the taking of such action as is deemed warranted.

§ 1599.5 *When a request for a hearing is not filed.* When the respondent fails to file an answer, or files an answer but does not request an opportunity to be heard, the compliance officer shall, on the basis of the information before him, including that contained in the answer, if such be filed, proceed as follows:

(a) When, for any reason, the compliance officer determines that the issues should be resolved in favor of respondent, he shall issue and cause to be served upon respondent, an order dismissing the proceeding;

(b) When, in the opinion of the compliance officer, the facts disclose that the proceeding should be terminated by the issuance of a warning letter, he may dispose of the proceeding by serving a warning letter upon the respondent; or

(c) When the compliance officer determines that an order (including, but not limited to, an order suspending, revoking, or withdrawing, in any manner, any quota, license, or authorization) should be issued against the respondent, the compliance officer shall make a recommendation therefor to the Assistant Administrator and transmit his recommendation, together with the docket and all the papers in the proceeding, to the Assistant Administrator.

§ 1599.6 *When a request for hearing is filed.* When, in connection with his answer, a respondent files with the compliance officer a request for a hearing, a notice fixing the time and place of the hearing shall be served on the respondent as hereinafter prescribed in these regulations: *Provided*, That, if the compliance officer determines that the information contained in the answer should result in resolving the issues in favor of the respondent, or if, for any other appropriate reason, the compliance officer determines to settle the issues in favor of the respondent, the compliance officer may, without a hearing, issue and serve upon the respondent such order, including a warning letter, as the compliance officer deems advisable in finally disposing of the matter.

§ 1599.7 *Designation of presiding officer.* The hearing shall be conducted by a presiding officer designated, by the Solicitor or his representative, from among those persons authorized to hold hearings. No person who has any pecuniary interest in the outcome of the proceeding; who has participated in any investigation preceding the institution of the proceedings; or who is related to any of the parties to the proceeding shall be designated to serve as presiding officer. In case of the absence, illness, resignation, or death of the presiding officer who has been assigned to a proceeding or, in case the Solicitor or his representative determines that, for other good cause, the presiding officer should not act, the powers and duties to be performed by him in connection with the proceeding may be assigned to any other person authorized to hold hearings.

§ 1599.8 *Powers of presiding officer.* In any proceeding assigned to him, the presiding officer shall have power to:

(a) Rule upon motions and requests (all motions shall be in writing except that those made during the hearing may be stated orally);

(b) Adjourn the hearing from time to time and change the place of hearing (this power includes the right, for good cause shown, to continue the hearing so as to give the respondent a chance to appear where he has failed to appear at the designated time and place of hearing);

(c) Administer oaths or affirmations and take affidavits;

(d) Admit or exclude evidence;

(e) Issue subpoenas requiring the attendance and testimony of witnesses and the production of books, papers, and other documentary evidence;

(f) Authorize, take, or order the taking of depositions;

(g) Hear oral arguments on facts or law;

(h) Consolidate hearings where he deems such consolidation appropriate;

(i) Issue notices of hearings; and

(j) Do all acts and take all measures necessary for the maintenance of order at the hearing and the efficient conduct of the proceeding.

§ 1599.9 *Notice of hearing.* The presiding officer, upon being designated, shall immediately prepare and have served upon the respondent a notice of hearing, requiring the respondent to appear before him at a designated time and place. The notice shall state that if the respondent does not appear as directed, his nonappearance shall be deemed a waiver of any objection to the taking of such action as is deemed warranted. The notice of hearing, fixing a date for a hearing, shall be issued within a reasonable time after the filing with the compliance officer of a request for hearing by the respondent.

§ 1599.10 *Prehearing conferences.* In any proceeding in which it appears that such procedure will expedite the proceeding, the presiding officer may, at any time, request the parties or their counsel to confer with him to consider: (a) the simplification of the issues, (b) the possibility of obtaining stipulations of fact and agreements with respect to documents which may avoid unneces-

sary proof and examination of witnesses; and (c) such other matters as may expedite and aid in the disposition of the proceeding. No transcript of such conference shall be made but there shall be prepared and filed for the record a copy of any stipulations or agreements made as a result of the conference.

§ 1599.11 *Appearances.* Parties may appear at a hearing in person or by counsel.

§ 1599.12 *Contemptuous conduct.* Contemptuous conduct by any person at a hearing shall be ground for exclusion of the person from the hearing.

§ 1599.13 *Transcript or summary of evidence.* No written transcript of the hearing is required unless requested on behalf of the United States Department of Agriculture or the respondent. If the respondent requests a transcript, he must provide for the making thereof and for the payment of expenses therefor. Where a transcript is made, two legible copies thereof shall be furnished to the presiding officer without charge within such time after completion of the taking of testimony as he shall direct. No transcript shall be made or considered part of the record until approved and certified by the presiding officer. In the event that no stenographic transcript of the testimony is taken, the presiding officer shall provide for the taking of such notes at the time of the hearing as will enable him to make a written summary of the relevant evidence received at the hearing.

§ 1599.14 *Fees and mileage.* Witnesses who are subpoenaed and who appear in the proceeding, including witnesses whose depositions are taken, shall be paid the same fees and mileage that are paid witnesses in the courts of the United States, and persons before whom depositions are taken shall be entitled to the same fees as are paid for like services in the courts of the United States, to be paid by the party at whose request the deposition is taken. Witness fees and mileage shall be paid by the party at whose instance the witnesses appear, and claims therefor, as to witnesses subpoenaed on behalf of the United States Department of Agriculture, shall be proved before the presiding officer and, as to witnesses subpoenaed on behalf of any other party, shall be presented to such party.

§ 1599.15 *Depositions.* Upon the application of a party to the proceeding, the presiding officer may, at any time, order the taking of testimony by deposition. Applications for such an order shall be in writing. The presiding officer's order for the taking of a deposition shall be served upon the parties and shall state: (a) The time and place of the examination; (b) the name of the officer before whom the examination is to be made; and (c) the name of the deponent. The deposition shall be taken before the presiding officer, or before an officer authorized by the law of the United States or by the law of the place of the examination to administer oaths, or before a person authorized by the Secretary of Agriculture to administer oaths. The deponent shall be examined

under oath or affirmation and shall be subject to cross-examination. The testimony of the deponent shall be recorded by the officer or by some person under his direction and in his presence. The officer shall certify on the deposition that the deponent was duly sworn by him and that the deposition is a true record of the deponent's testimony. He shall then securely seal the deposition, together with two copies thereof, in an envelope, and mail the same to the presiding officer, where the deposition is not taken before the presiding officer. A deposition ordered and taken in accordance with the provisions of this section may be placed in evidence by any of the parties to the proceeding if the presiding officer finds that the use thereof will expedite the proceeding.

§ 1599.16 *Defaults and admissions.* (a) The failure of a respondent to appear at a hearing shall be deemed a waiver by him of the right to an opportunity to be heard and of any objection by him to the taking of such action as is deemed warranted by the facts. On such failure of the respondent to appear, the presiding officer shall prepare a certification as to the non-appearance of the respondent for the record and forward it, together with the docket, to the compliance officer. The compliance officer may take such action as is prescribed by § 1599.5 of these regulations.

(b) Upon the admission at the hearing by the respondent of the facts alleged in the notice served upon him, the presiding officer shall prepare a formal statement of such admission for the record. The presiding officer may, in his discretion, permit the introduction of evidence with respect to mitigating circumstances and conditions which will tend to assist in the determination of the nature of the final action to be taken. The presiding officer shall then forward the docket containing the record of the proceeding to the compliance officer. The compliance officer may thereupon take such action as is prescribed by § 1599.25 of these regulations.

§ 1599.17 *Evidence.* The testimony of witnesses at a hearing shall be upon oath or affirmation and subject to cross-examination. Any witness may, at the discretion of the presiding officer, be examined separately and apart from all other witnesses except those who are parties to the proceeding. The rules of evidence prevailing in courts of law and equity shall not be controlling. The test of admissibility shall be the reliability, relevancy, and probative force of the evidence offered. Remote hearsay and unreliable evidence, which would not be convincing to the ordinary man, should not be received. Likewise, purely cumulative evidence should be avoided whenever possible. The grounds of any objection to the admission or rejection of any evidence may be briefly stated. The transcript, if any, shall not include argument except as permitted by the presiding officer. The ruling of the presiding officer shall be a part of the transcript, if any. Evidence may be offered in written form where the parties agree. The presiding officer shall mark all of the exhibits received in evidence. Whenever

practicable, an exhibit should be submitted with three copies. The refusal of a witness at a hearing to answer any question which has been ruled to be proper shall, in the discretion of the presiding officer, be ground for striking out all testimony previously given by such witness as to all matters. If a party to a proceeding or a witness refuses to testify on the ground of his privilege against self-incrimination, he shall not be compelled to testify unless directed by the presiding officer, with the consent of the representative of the United States Department of Agriculture, to testify pursuant to Public Law 507, 77th Congress, approved March 27, 1942 (Second War Powers Act), as amended and extended by Public Law 503, 73th Congress, approved December 20, 1944, 50 U.S.C., Supp. IV, § 633, et seq. Affidavits may be received at the discretion of the presiding officer if the evidence is otherwise admissible.

§ 1599.18 *Order of proceeding.* The presiding officer shall open the hearing with such statement of the purpose of the hearing and the procedure that will be followed as he may deem appropriate. A representative of the United States Department of Agriculture, if present, shall then proceed to introduce either through an investigator or otherwise such data and information as is deemed appropriate in explanation and clarification of the position of the United States Department of Agriculture. Thereafter the respondent shall present such data and information in support of his position as he or his counsel deems appropriate and the presiding officer deems relevant. This presentation by the person affected may be in narrative form or in response to questions and may be presented through the respondent or other persons familiar with the relevant facts. At the close of the hearing the presiding officer may allow a short period for the presentation of oral argument or for a summary of the facts disclosed at the hearing and if he deems it advisable may allow briefs to be filed within a period prescribed by him not to exceed five days. Where practicable, three copies of briefs shall be filed.

§ 1599.19 *Manner of service.* Service of all documents required by these regulations to be served shall be made by personal service or registered mail.

§ 1599.20 *Personal service.* Personal service shall be made upon an individual other than an infant by delivering a copy of the document to him personally or by leaving a copy thereof at his dwelling house or usual place of abode with some person of suitable age and discretion then residing therein, or by leaving a copy thereof with his agent or a responsible individual at his usual place of business, or by delivering a copy of such papers to an agent authorized by appointment or by law to receive service of process. Personal service shall be made upon an infant by serving such papers in the manner prescribed by the law of the State in which service is made for the service of summons or other like process upon any such person in an action brought in the courts of general jurisdiction of that



State. Personal service shall be made upon a domestic or foreign corporation or upon a partnership or other unincorporated association which is subject to suit under a common name by delivering a copy of such papers to an officer, a managing or general agent, or to any other agent authorized by appointment or by law to receive service of process and, if the agent is one authorized by statute to receive service and the statute so requires, by also mailing a copy to such person.

§ 1599.21 *Registered mail.* Documents shall be served by registered mail by causing to be registered and mailed a copy addressed to the individual, partnership, corporation, organization, or association, who is the respondent, at his or its last known residence, principal office, or place of business.

§ 1599.22 *Proof of service.* When service has been effected, the person making such service shall prepare the proof of service as follows: (a) In case of personal service, he shall execute a certificate showing the date, time, and place where service was effected, and the person upon whom service was effected, and the nature of the document served; and (b) in the case of service by registered mail, he shall execute a certificate showing the date, time, and place at which the document was mailed, and to whom addressed, and the nature of the document mailed, and shall attach thereto the registered mail receipt. The certificate in both cases shall disclose that the person was not a party to the proceeding and was over 18 years of age.

§ 1599.23 *When answer or request for hearing shall be deemed filed.* An answer or a request for hearing shall be deemed to have been filed on the date of mailing, as evidenced by the post mark at the place of mailing, or, if otherwise delivered to the office of the compliance officer, on the date of such delivery, as evidenced by the time it is marked "filed" in such office.

§ 1599.24 *Record.* (a) As soon as practicable after the close of the hearing, the presiding officer shall certify to the compliance officer an original and, where practicable, one copy of the record of the proceeding which shall contain the following:

(1) The procedural documents, including the initiating notice, the notice of hearing, and the certifications of service;

(2) The evidence received at the hearing, either stenographically transcribed or summarized by the presiding officer, including exhibits, stipulations, or other documents which have been received by the presiding officer; and

(3) Briefs, if any, received by the presiding officer.

(b) Where a summary statement of the evidence is made by the presiding officer, he shall, at the time of transmitting the record to the compliance officer, also submit copies of the summary statement of the evidence to the parties to the proceeding or to their representatives.

§ 1599.25 *Action by compliance officer upon receipt of docket from presiding*

*officer.* Upon receipt of the docket containing the record from the presiding officer, the compliance officer shall, on the basis of the information before him, proceed as follows:

(a) When the compliance officer determines that the proceeding should be dismissed, he may issue and serve upon the respondent such order, including a warning letter, as the compliance officer deems advisable in finally disposing of the matter.

(b) When the compliance officer does not decide to terminate the proceeding, as described in § 1599.25 (a) of these regulations, he shall transmit the docket, together with his recommendation, to the Assistant Administrator for final action.

§ 1599.26 *Issuance and service of orders by the Assistant Administrator.* The Assistant Administrator, upon receipt of a docket containing all of the papers in the proceeding, may issue an order as recommended by the compliance officer or, where the Assistant Administrator does not follow the recommendation of the compliance officer, he may prepare and issue such other order as may be required to effectuate the disposition of the proceeding in the manner determined by him. The final order of the Assistant Administrator shall be served upon the respondent. The order shall not take effect until five days after the service thereof, or if an application for a stay is made within such five-day period, until the expiration of five days after the service of an order denying the stay.

§ 1599.27 *Reconsideration.* The respondent may, within five days after the final order of the Assistant Administrator is served on him, apply in writing to the Assistant Administrator for reconsideration. The filing of such an application shall not stay the effect of the order unless it is otherwise directed. Facts or arguments bearing on the merits of the policy embodied in the priority or allocation order or regulation violated will not be considered.

§ 1599.28 *Modification or revocation of orders.* The Assistant Administrator may, for good cause shown, modify or revoke any order issued pursuant to these regulations. This action may be taken upon his own initiative or upon application made by persons affected by the operation of the order.

*Effective date.* This order shall become effective at 12:01 a. m., e. s. t., on October 19, 1945. Unless the Assistant Administrator shall otherwise order, all proceedings pending on the effective date hereof shall be concluded in accordance with this amendment.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 78, Amendment 2)

Issued this 17th day of October 1945.

[SEAL]

C. W. KITCHEN,  
Assistant Administrator.

[F. R. Doc. 45-19312; Filed, Oct. 18, 1945; 3:39 p. m.]

## TITLE 8—ALIENS AND NATIONALITY

### Chapter I—Immigration and Naturalization Service

#### PART 128—PERSONS ARRIVING BY WAY OF OR FROM HAWAII; CERTIFICATES

##### APPLICATION FOR CERTIFICATE OF CITIZENSHIP, HAWAIIAN ISLANDS

SEPTEMBER 11, 1945.

The following amendments of Part 128, Title 8, Chapter I, Code of Federal Regulations are hereby prescribed:

In § 128.1 the words "officer in charge at Honolulu" are substituted for the words "District Director of Honolulu".

Section 128.6 is amended to read as follows:

§ 128.6 *Hawaiian certificates; applications.* Applications for the certificates shall be submitted on Form 108 in duplicate to the officer in charge at Honolulu. (Sec. 1, 39 Stat. 874; 8 U.S.C. 173)

This order shall become effective at the time of filing with the Division of the Federal Register.

(Sec. 23, 39 Stat. 892; sec. 24, 43 Stat. 166; sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V, 5 F.R. 2223; 8 CFR, 1943 Supp., 90.1)

UGO CARUSI,  
Commissioner of

Immigration and Naturalization,

Approved: October 17, 1945.

TOM C. CLARK,  
Attorney General.

[F. R. Doc. 45-19305; Filed, Oct. 18, 1945; 3:02 p. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter IX—War Production Board

*AUTHORITY:* Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

#### PART 3293—CHEMICALS

[Conservation Order M-54, as Amended Oct. 10, 1945]

##### MOLASSES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of molasses for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3293.91 *Conservation Order M-54—(a) Definitions.* For the purposes of this order:

(1) "Molasses" means any molasses, sirup, sugar solution, or any form of fermentative sugar (derived from sugar cane or sugar beets) and hydrol (corn sugar molasses). The term does not, however, include sugar as defined in Rationing Order No. 3 or sugar intended for and used for manufacture into sugar as so defined, or edible molasses as de-

fined in Food Distribution Order No. 51. Blackstrap molasses is any final molasses produced in the manufacture of sugar from sugar cane or from the refining of raw sugar and includes all beet molasses produced in the manufacture of sugar from sugar beets. Invert molasses is any molasses made from sugar cane without extraction of sugars. For the purpose of this order one gallon of invert molasses is to be construed as one and a half gallons of blackstrap molasses and one gallon of hydrol is to be construed as one gallon of blackstrap molasses.

(2) "Producer" means any person engaged in the production of molasses and includes any person who has molasses produced for him pursuant to toll agreement.

(3) "Importer" means any person who transports molasses in any manner into the continental United States. Release from the bonded custody of the United States Bureau of Customs shall be deemed a transportation.

(4) "Primary distributor" means any person, other than an importer or a producer, who sells molasses which he has acquired (other than as broker) from an importer or a producer.

(5) "Secondary distributor" means any person, other than an importer, producer or primary distributor, who sells molasses which he has acquired (other than as broker) from some person other than an importer or producer.

(6) A person may, at the same time, be an importer, a producer, a primary distributor and a secondary distributor. His classification, in a particular case, will be determined by the source of the molasses involved; i. e., with respect to molasses imported, he will be an importer, with respect to molasses acquired from a producer, he will be a primary distributor, etc.

(7) "Broker" means any person who buys and sells molasses on a fee basis as agent either for the buyer or the seller or both.

(8) "Class 1 purchaser" means any person who requires molasses in the manufacture of any one or more of the following products:

(i) Insecticides (except as provision is made therefor in paragraphs (a) (14) and (d) (3) hereof).

(ii) Lactic acid.

(iii) Graphite paste.

(iv) Printing rollers.

(v) Dye stuffs.

(vi) Ink.

(vii) Ephedrine.

(viii) Sugar for human consumption (produced from beet molasses).

(ix) Denatured rum for flavoring.

(x) Biological and pharmaceutical products for human and veterinary uses, and any person who requires molasses for any one or more of the following purposes.

(xi) Dust extraction.

(xii) Leather tanning.

(9) "Class 2 purchaser" means any person who requires molasses in the manufacture (including custom grinding) of mixed feeds (including molasses treated beet pulp).

(10) "Class 3 purchaser" means any person who requires molasses in the

manufacture of any one or more of the following products:

(i) Yeast.

(ii) Citric acid.

(11) "Class 4 purchaser" means any person who requires molasses in the manufacture of vinegar and any person who requires molasses for foundry purposes.

(12) "Class 5 purchaser" means any person who requires molasses in the manufacture (including blending and/or packaging) of any one or more of the following products:

(i) Molasses (edible).

(ii) Sirup (edible).

(13) "Class 6 purchaser" means any person who requires molasses in the manufacture of other products for human consumption (not specified above).

(14) "Class 7 purchaser" means any person who requires molasses for sale directly (without the intervention of any other handler) to persons who require the same for ensilage direct feed or insect control.

(15) "Calendar quarter" means the several three month periods of the year commencing January 1, April 1, July 1, and October 1.

(16) "Calendar quarterly supply" means a quantity of molasses not in excess of the quantity used by a purchaser listed above during a corresponding calendar quarter in the twelve month period ended June 30, 1941. Purchasers shall determine a calendar quarterly supply with respect to each use specified in the applicable subparagraph above. Quantity shall in all cases be computed on a blackstrap molasses basis.

(17) "30 day supply" means a quantity of molasses not in excess of one-twelfth of the quantity used by a purchaser listed above during the twelve month period ended June 30, 1941. Purchasers shall determine a 30 day supply with respect to each use specified in the applicable subparagraphs above. Quantity shall in all cases be computed on a blackstrap molasses basis.

(18) "Fiscal year" means the twelve month period commencing October 1 and ending September 30.

(19) "Yearly supply" means a quantity of molasses not in excess of the quantity used by a purchaser listed above during the twelve month period ended June 30, 1941. Purchasers shall determine a yearly supply with respect to each use specified in the applicable subparagraph above. Quantity shall in all cases be computed on a blackstrap molasses basis.

(b) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(c) *Restrictions on deliveries.* Anything in Priorities Regulation 1 to the contrary notwithstanding:

(1) No Class 1, 2, 3, 4, 5, 6 or 7 purchaser shall, during any calendar quarter (fiscal year in the case of a Class 3 or 5 purchaser), accept deliveries of molasses in excess of the quantity set forth below less any quantity in excess of a 30 day supply on hand on the first day of the calendar quarter (fiscal

year in the case of a Class 3 or 5 purchaser) in which delivery is to be made:

(i) Class 1 purchaser—during any calendar quarter, unlimited if molasses is required for the manufacture of sugar for human consumption (produced from beet molasses); 100% of a calendar quarterly supply if molasses is required by such Class 1 purchaser for the manufacture of any other product.

(ii) Class 2 purchaser—during any calendar quarter, 65% of a calendar quarterly supply.

(iii) Class 3 purchaser—during a fiscal year, 130% of a yearly supply.

(iv) Class 4 purchaser—during any calendar quarter, 130 per cent of a calendar quarterly supply, if molasses is required for the manufacture of vinegar; 110 per cent of a calendar quarterly supply, if molasses is required for foundry purposes.

(v) Class 5 purchaser—during a fiscal year, 100% of a yearly supply.

(vi) Class 6 purchaser—during any calendar quarter, 100% of a calendar quarterly supply.

(vii) Class 7 purchaser—during any calendar quarter, 100% of a calendar quarterly supply.

(2) Prior to delivery of molasses, within the limitations of paragraph (c) (1) hereof, the prospective deliverer, if he be a Class 1, 2, 4, 6 or 7 purchaser, shall submit to the deliveror a certificate in substantially the following form, properly filled out and manually signed by a duly authorized official:

The delivery, in the calendar quarter ended \_\_\_\_\_, of \_\_\_\_\_ gallons of molasses (blackstrap molasses basis), in connection with which this certificate is furnished, will not, taking into consideration molasses received and to be received during the same calendar quarter from all sources and inventory on hand on the first day of such calendar quarter, be in excess of \_\_\_\_\_ per cent of a calendar quarterly supply to which the undersigned, as a Class \_\_\_\_\_ purchaser, is entitled pursuant to General Preference Order No. M-54, amended, with the terms of which order the undersigned is familiar.

Dated: \_\_\_\_\_

(Name of purchaser)

By \_\_\_\_\_

(Duly authorized official)

Prior to delivery of molasses, within the limitations of paragraph (c) (1) hereof, the prospective deliverer, if he be a Class 3 or 5 purchaser, shall submit to the deliveror a certificate in substantially the following form, properly filled out and manually signed by a duly authorized official:

The delivery of \_\_\_\_\_ gallons of molasses (blackstrap molasses basis), in connection with which this certificate is furnished, will not, taking into consideration molasses received and to be received during this fiscal year from all sources and inventory on hand on the first day of this fiscal year, be in excess of \_\_\_\_\_ percent of a yearly supply to which the undersigned, as a Class \_\_\_\_\_ purchaser, is entitled pursuant to General Preference Order No. M-54, amended, with the terms of which order the undersigned is familiar.

Dated: \_\_\_\_\_

(Name of purchaser)

By \_\_\_\_\_

(Duly authorized official)

(3) No person shall knowingly deliver molasses to any Class 1, 2, 3, 4, 5, 6 or 7 purchaser in violation of the terms of paragraphs (c) (1) and (2) hereof.

(4) Except as otherwise provided in paragraph (d) hereof no deliveries of molasses shall be made by any producer, primary distributor, secondary distributor or importer unless the same shall have been specifically authorized by the War Production Board; and no person shall accept delivery of molasses if such delivery would be made in violation of the foregoing clause.

(5) *Restrictions on beet molasses.* No Class 2 purchaser shall use beet molasses for the manufacture of mixed feeds.

(d) *Permissive deliveries.* Subject to the provisions of Priorities Regulation No. 1, amended, (and more particularly the inventory provisions thereof) and paragraphs (f) and (g) hereof, the following deliveries of molasses shall not be subject to the provisions of paragraph (c) (4) hereof:

(1) Within the limitations of paragraphs (c) (1) and (2) hereof, deliveries to purchasers specified in paragraph (a) hereof.

(2) Deliveries to primary distributors and secondary distributors for purposes of resale. All quantities of molasses, delivery of which primary distributors and secondary distributors accept, shall be subject to allocation, re-distribution or re-delivery in accordance with specific directions which the War Production Board may from time to time hereafter issue.

(3) Deliveries by a Class 7 purchaser (of molasses to which he is entitled pursuant to paragraph (c) (1) (vii) hereof) to persons who require molasses for ensilage, direct feed or insect control.

(4) Deliveries of any one of the products specified in paragraph (a) (12) hereof which after manufacture (including blending and/or packaging) fall within the definition of molasses.

(5) Deliveries originating, completed and for use outside of the continental United States.

(6) Deliveries to an importer originating outside of the continental United States.

(7) Deliveries for the production of beverage spirits or industrial alcohol authorized under paragraph (f) hereof.

(e) *Restrictions on consumption.* Unless otherwise authorized by the War Production Board, no purchaser specified in paragraph (a) hereof shall, during any calendar quarter commencing with the month of January, 1942, use or consume more molasses:

(1) Than he would be permitted to receive during such calendar quarter, in the case of a Class 1, 2, 4, 6 or 7 purchaser (assuming that such purchaser had no molasses on hand on the first day of the calendar quarter).

(2) Than 130% of a calendar quarterly supply, in the case of a Class 3 purchaser.

(3) Than a calendar quarterly supply, in the case of a Class 5 purchaser.

(f) *Restrictions on molasses for beverage spirits and industrial alcohol.* No person shall use or accept delivery of molasses for the manufacture of beverage spirits or industrial alcohol except to the

extent authorized by the War Production Board.

(g) *Restrictions on export.* No molasses shall be exported by any person except upon express authorization of the War Production Board.

(h) *Intra-company transactions.* The prohibitions or restrictions contained in this order with respect to deliveries shall, in the absence of a contrary direction, apply not only to deliveries to other persons, including affiliates and subsidiaries, but also to deliveries from one branch, division or section of the same or any other enterprise owned or controlled by the same person.

(i) *Prior authorizations.* Specific mail or telegraphic authorizations heretofore issued by the War Production Board by way of relief from the provisions of this order as it existed prior to March 27, 1942, shall not be prejudiced or in any manner affected hereby.

(j) *Reports.* Reports shall be made at such times, on such forms and with respect to such matters as shall be prescribed by the Chemicals Division of the War Production Board. Importers shall notify the Chemicals Division of the War Production Board of the importation of molasses into the continental United States at least fifteen (15) days prior to movement of the same from the place of origin. The following persons shall fill out and file with the Chemicals Division of the War Production Board the forms set forth below at the times and in the manner prescribed in said forms:

Manufacturers (using molasses) of yeast, citric acid and edible sirup or molasses—Form WPB-891.

Manufacturers (using molasses) of Alcohol—Form WPB-892.

Producers, importers and primary distributors of molasses—Form WPB-890.

(k) *Notification of customers.* Producers, distributors and importers shall, as soon as practicable, notify each of their regular customers of the requirements of this order, but the failure to give such notice shall not excuse any person from the obligation of complying with the terms of this order.

(l) *Violations.* Any person who willfully violates any provision of this order or who in connection with this order willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control, and may be deprived of priority assistance.

(m) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(n) *Application for quotas.* Any Class 1, 2, 3, 4, 5, 6 or 7 purchaser who has no quota under paragraph (c) for accepting delivery of molasses and who wishes to have a quota established for him, may apply for a quota by filing a letter with the War Production Board,

Chemicals Bureau, Washington 25, D. C., Ref: M-54. The letter should state in addition to any other pertinent information the purpose for which he seeks the molasses, what facilities he has for using molasses for that purpose and how much molasses he will need for that purpose per quarter. A quota will be assigned to him on an equitable basis.

NOTE: Paragraph (o), formerly paragraph (n), redesignated Oct. 19, 1945.

(o) *Exemptions.* None of the restrictions, prohibitions or requirements contained in this order shall apply to the delivery, acceptance of delivery or use of molasses outside of the continental United States, except that paragraph (c) (1) (vii) relating to Class 7 purchasers, and paragraph (f) relating to restrictions with reference to beverage cane spirits and industrial alcohol, shall be applicable to Puerto Rico and the Virgin Islands of the United States.

Issued this 19th day of October 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-19392; Filed, Oct. 19, 1945; 11:16 a. m.]

#### PART 3290—TEXTILES, CLOTHING AND LEATHER

[Limitation Order L-99, as Amended Oct. 19, 1945]

#### OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

The fulfillment of requirements for the defense of the United States has created a shortage in the production of cotton broad woven fabrics and materials for making cotton broad woven fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.46 *Limitation Order L-99—(a) Operation of looms for cotton broad woven fabric production.*—(1) *Purpose.* This order controls the operation of looms for the production of cotton woven fabrics of more than 12" in width.

(2) No person shall, regardless of the presentation of rated orders, operate looms contrary to the provisions in the schedules of this order. These restrictions shall not prohibit, after written notification to the War Production Board, the manufacture of any construction in any group in the schedules of lower pick than the lowest pick specified in the "May produce only" column as to such group, unless the War Production Board by a specific direction prohibits that manufacture.

NOTE: Unnumbered paragraph deleted Oct. 19, 1945.

(3) No person shall operate looms formerly operated in the production of cotton broad woven fabrics and which were acquired by him after June 30, 1944, except as specifically authorized in writing by the War Production Board. For



authorization, an application may be made by letter to the War Production Board, stating all facts, including the type of fabric he wishes to produce, the name of the person who formerly owned or controlled the looms and the fabric formerly produced on them.

(b) *Production direction.* Each person in the business of producing broad woven cotton fabrics who, in the second calendar quarter of 1944, produced any construction marked with an asterisk on Schedule A, shall produce in each calendar quarter at least as much yardage of the constructions or types of fabrics marked with an asterisk within the same group as the greater of the following:

(1) Ninety percent of the linear yardage of such constructions which he produced in the second quarter of 1944, increased or decreased in inverse proportion to any change in pick he has made since then, or

(2) The linear yardage which can be produced by operating each loom producing such constructions for at least as many hours as any other loom in his mill is operated.

(c) *Exception—(1) Explanation.* This paragraph tells how a producer whose production is not needed for Army or Navy contracts or subcontracts may obtain an exception from provisions of this order or a direction to this order.

(2) *Release of certain looms.* Looms which, between August 28, 1944 and October 19, 1945, produced or were assigned to produce any fabric not of standard commercial construction to fill a contract or subcontract from the United States Army or Navy, unless otherwise directed, may produce any fabric marked with an asterisk on Schedule A, to the extent that the looms are no longer needed for the filling of Army or Navy contracts or subcontracts, if the producer files, before making the change, with the War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C., a written statement substantially as follows:

The undersigned hereby certifies to the War Production Board that his contract(s) or subcontract(s) from the United States Army or Navy, Number \_\_\_\_\_ for \_\_\_\_\_ (insert yardage) yards of \_\_\_\_\_ (insert kind of fabric) per month will expire on \_\_\_\_\_ —have been extended—have been completed—(strike out whichever is inapplicable) have been terminated in whole or in part; that he is unable to obtain further contract(s) or subcontract(s) from the Army or Navy which would require after \_\_\_\_\_ the use of the looms assigned to produce fabrics to fill these contracts; and that he intends to produce \_\_\_\_\_ yards of \_\_\_\_\_ per month on the looms which formerly or until \_\_\_\_\_ (insert date) are or will be used to fill such contract(s) from the Army or Navy.

(d) *Reports and records.* All persons operating looms for the production of cotton textiles of any kind shall file with the War Production Board at the times specified in the reporting forms, reports on Forms WPB-658-A, B, C, and D, giving the information therein required. All persons affected by this order shall keep

and preserve for a period of not less than two years, accurate and complete records concerning inventories, production and sales. The reporting requirements of this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(e) *Appeals.* (1) Any appeal from the provisions of this order shall be made by filing a letter in triplicate, with the Field Office of the War Production Board for the District in which is located the plant or branch to which the appeal relates, referring to the particular provisions appealed from and stating fully the grounds of the appeal.

(2) In cases of appeal for suspension of the requirements of paragraphs (a) or (b) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the WPB appeal. If the WPB appeal is granted, the requirement of these paragraphs for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(f) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(g) *Violations.* Any person who willfully violated any provision of this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(h) *Communications to the War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board Textile, Clothing and Leather Bureau, Washington 25, D. C., Ref., L-93.

Issued this 19th day of October 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

#### SCHEDULE A

NOTE: Schedule A amended in its entirety Oct. 19, 1945.

Looms which on July 22, 1944, produced or were assigned to produce, cotton textiles listed in the column captioned "Did Produce" may produce only cotton textiles of the constructions under the same Group Number specified in the column captioned "May Produce Only". If, however, the construction in the "May Produce Only" column is not marked with an asterisk, the looms may be operated to produce any construction which is marked with an asterisk in any Group Number. Where widths and weights are mentioned, pro rata widths of like counts and weights are included.

Group numbers	Form WPB-658-B (9/7/45) item numbers	Did produce on July 22, 1944	May produce only
1.....	1 thru 8.....	Ornateburgs.....	*45" 63 or 49 cley, 21 to 23 pick, 2.11 yd. *25" 23 or 49 cley, 21 to 23 pick, 2.25 yd. *25" 32 x 23, 2.63 yd. *25" 21 to 23, 16 to 20 pick, 3.20 yd. *45" 63 to 32 cley, 21 to 23 pick, 3.65 yd. *25" 33 or 49 cley, 23 pick, 2.25 yd.
2.....	9.....	Long bag fabrics.....	Long bag fabrics, 9 to 20 cley, 4 to 10 pick.
3.....	10.....	Other special bag fabrics.....	Other special bag fabrics, 45 cley, 16 to 45 pick. *Scramble bags.
4.....	11.....	Bale coverings.....	Bale coverings, 10 to 43 cley, 6 to 40 pick.
5.....	12, 13.....	Soft filled sheetings.....	*Soft filled sheetings, 33 to 42 cley, 32 to 44 pick.
6.....	14 thru 17, 19.....	Class A sheetings under 42".....	*25" 43 x 41 2.53 yd. *45" 43 x 41 2.53 yd. *45" 43 x 41 2.50 yd.
7.....	18, 20.....	Class A sheetings 42" and wider.....	*Any Class A or Class B sheeting designated in the "May Produce Only" column of Groups 6, 8 or 9. Any construction not less than 72" wide nor of more than 24 picks per inch suitable for laundry use. *45" 44 x 41 4.25 yd.
8.....	21.....	Class B sheetings 45" 44 x 49 4.25 yd.	*45" 48 x 40 3.25 yd. *45" 48 x 40 3.75 yd. *57" 48 x 41 4.00 yd. *45" 44 x 40 4.25 yd. *31" 48 x 41 5.00 yd.
9.....	21 thru 23, 25, 26, 27.....	All other Class B sheetings under 42".....	
10.....	27, 29.....	Class B sheetings 42" and wider.....	*Any Class A or Class B sheeting designated in the "May Produce Only" column of Groups 6, 8 or 9. Any construction not less than 72" wide nor of more than 24 picks per inch suitable for laundry use. *Any Class C sheeting or bandolier and Navy mattress cover fabric.
11.....	30 thru 43.....	Class C sheetings, bandolier and Navy mattress cover fabrics, all widths.....	
12.....	44 thru 49.....	Bed sheetings, Army raincoat sheetings, bandolier and Navy mattress cover fabrics 42" and wider.....	*Any bed sheeting, Army raincoat sheetings, bandolier and Navy mattress cover fabrics 42" and wider.
13.....	50.....	Pillow and industrial tubings.....	*Pillow and industrial tubings.
14.....	51.....	Carded poplins (sheeting yarns).....	*Sheeting yarn poplins, 70 to 110 cley, 33 to 60 pick.
15.....	52 thru 64, 65 thru 74.....	8.5 oz. three leaf herringbone twills (Army spec. 6-421). All other twills (except Group 16) all drills, jeans, satens and gabardines.....	*Any plain or herringbone twill (except four leaf tent twill—Army spec. JQD-43), drill, sateen, jean or gabardine.

Group numbers	Form WPB-658B (9/7/45) Item numbers	Did produce on July 22, 1944	May produce only
16.....	65.....	Four leaf tent twill (Army spec. JQD-48)	Ticking.
17.....	75.....	Birdseye diaper cloth.....	*Birdseye diaper cloth.
18.....	76.....	Window shade cloth.....	Any width fabric of window shade quality woven from print cloth yarns.
19.....	77, 78, 79, 80, 81, 82.	Print cloth: 39" 80 x 80 4.00 yd..... 39" 68 x 72 4.75 yd..... 39" 68 x 64 4.85 yd..... 38 1/2" 64 x 60 5.35 yd..... 38 1/2" 64 x 56 5.50 yd..... 38 1/2" 60 x 48 6.25 yd.....	*39" 80 x 80 4.00 yd. *39" 68 x 72 4.75 yd. *39" 68 x 64 4.85 yd. *38 1/2" 64 x 60 5.35 yd. *38 1/2" 64 x 56 5.50 yd. *38 1/2" 60 x 48 6.25 yd.
20.....	83, 84, 85.....	All other plain print cloths of more than 100 threads per sq. in.	Any plain print cloth yarn fabric other than window shade cloth but the weighted average pick of the yardages produced may not exceed the weighted average pick prevailing in this Group during the month of April, 1944.
21.....	86.....	Pajama checks.....	Any pajama checks.
22.....	87.....	Gauze diaper cloth.....	*Gauze diaper cloth.
23.....	88.....	All other fancy print cloths.....	Any print cloth yarn fabric but the weighted average pick of the yardages produced may not exceed the weighted average pick prevailing in this Group during the month of April, 1944.
24.....	89.....	38 1/2" 44 x 36 8.60 yd.....	*38 1/2" 44 x 36 8.60 yd. *38 1/2" 44 x 40 8.20 yd.
25.....	90.....	All other bandage cloths.....	*38 1/2" 44 x 40 8.20 yd. *38 1/2" 40 x 32 9.60 yd. *38 1/2" 48 x 44 7.46 yd. *38 1/2" 48 x 48 7.15 yd.
26.....	91 thru 93.....	Tobacco and cheesecloth, all widths and counts.	*Any tobacco or cheesecloth woven from print cloth yarns or any fabric in the "May Produce Only" column of Group 25.
27.....	94 thru 97.....	Carded broadcloths.....	*Any width broadcloth woven from print cloth yarns counting from 80 to 136 ends per inch and not in excess of 60 picks per inch. Any construction specified in the "May Produce Only" column of Group 19.
28.....	98.....	Carded poplins.....	*Any width poplin woven with print cloth warp yarns counting from 80 to 116 sley and not in excess of 56 picks or any construction specified in the "May Produce Only" column of Group 19.
29.....	99.....	Three leaf twills, print cloth yarns.	*Three leaf twills, print cloth yarns or any construction specified in the "May Produce Only" column of Group 19.
30.....	100 thru 108.....	Denims, pin stripes, pin-checks, hickory stripes, and express stripes.	*Any construction of denim, pin stripes, pincheck, hickory stripes or express stripes.
31.....	109 thru 113.....	Suiting coverts, cottonades, whipcords and bedford cords.	*Any suiting coverts, cottonades, whipcords, and bedford cords.
32.....	114, 115, 116.....	Ginghams, checks, plaids and seersuckers.	Any ginghams, checks, plaids and seersuckers.
33.....	121 thru 125.....	Shirting coverts, chambrays and colored yarn shirtings.	*Any construction of chambray, shirting covert or colored yarn shirting.
34.....	127.....	Turkish or terry woven toweling.	*Turkish or terry woven toweling.
35.....	128.....	Huck, damask and Jacquard woven toweling.	Huck, damask or Jacquard woven toweling.
36.....	129.....	Dish toweling, twill and other plain woven toweling.	Dish toweling, twill and other plain woven toweling.
37.....	130.....	Leno dishcloths.	Leno dishcloths.
38.....	131.....	Outing flannel.	*Any construction of outing flannels but the weighted average weight per sq. yd. of all outing flannels produced in any calendar quarter may not exceed the weighted average weight per sq. yd. of all the outing flannels produced during the second quarter of 1944.
39.....	132, 133.....	Workshirt flannels.....	*Workshirt flannels.
40.....	134.....	Canton flannels.....	*Any construction of canton flannels but the weighted average weight per sq. yd. of all canton flannels produced in any calendar quarter may not exceed the weighted average weight per sq. yd. of all the canton flannels produced during the second quarter of 1944.
41.....	135.....	Gun patch flannels.....	Gun patch flannels made to spec. CCC F 451.
42.....	136.....	Interlining flannels.....	Interlining flannels.
43.....	137.....	Moleskins and suedes.	*Moleskins and suedes.
44.....	138.....	All other napped fabrics except blankets.	*Any napped fabric.
45.....	139.....	Crib blankets.	*Crib blankets.
46.....	140 thru 142.....	Blankets, other than crib, containing less than 25% by weight of wool.	*Blankets, other than crib, containing less than 25% by weight of wool.
47.....	149.....	Flag bunting.	*Flag bunting.
48.....	153, 154.....	Luggage and automobile seat cover cloths.	Luggage and automobile seat cover cloths.

[F. R. Doc. 45-19391; Filed, Oct. 19, 1945; 11:16 a. m.]

Chapter XI—Office of Price Administration  
PART 1306—IRON AND STEEL  
[RPS 49, Amdt. 35]

RESALE OF IRON OR STEEL PRODUCTS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith,

<sup>1</sup> 8 F.R. 4608, 4542, 7769, 7909, 9754, 13553, 13669; 9 F.R. 604, 3649, 4390, 4944, 6987, 8505, 8242, 11106; 10 F.R. 1738, 2432, 3286, 5782, 9271, 9585.

has been filed with the Division of the Federal Register.

Revised Price Schedule No. 49 is amended in the following respects:

1. Section 1306.154 (a) (1) is amended to read as follows:

(1) Each purchase, showing the date thereof; the name and address of the person from whom purchased; the point from which shipment was made; the destination; a complete description of the material furnished, including quan-

tity, size, grade and quality, and any special operations performed for which the person from whom the material is purchased is making a charge; the price, (if a shipping point price, a copy of the papers indicating all transportation charges actually paid); and, if the price is altered by the issuance of any credit or debit by the buyer or seller, a copy of papers indicating the amount and description of such alteration. On any material which the seller is buying for resale from his stock in substantially the same form as received he shall furnish his source of supply with a purchase order bearing the statement "for resale from stock." Such statement shall be a representation to the Office of Price Administration that the material is for resale from stock in substantially the same form as received and is not being purchased for use. On any material purchased which has already been put through the "operations commonly known as the warehousing of iron or steel products," a notation shall be made to that effect, including a statement as to the point at which such warehousing operation was last performed.

Such record of purchases shall be kept for a period of not less than two years after such purchase by the seller.

2. A new paragraph (h) is added to § 1306.156 to read as follows:

(h) Any seller of an iron or steel product may apply for an adjustment in the applicable maximum delivered price in accordance with the provisions of this paragraph (h).

(1) *When application may be filed.* An application may be filed when a seller can show that:

(i) The cost incurred by the seller for a carload quantity of the product involved has increased because he is unable to secure it from his customary source of supply or a supplier of the same class;

(ii) The seller's maximum selling price is below his actual carload cost delivered to his location;

(iii) The product involved is essential to effective transition to a peacetime economy; and

(iv) The product has not been put through the operations commonly known as the warehousing of iron or steel products prior to its purchase by the applicant.

(2) *Contents of the application.* An application pursuant to this paragraph (h) must set forth the following:

(i) The name of seller and place from which the product will be delivered;

(ii) Use for which the product is intended;

(iii) A description of the product setting forth size, grade, type and any other specification pertinent to the sale of the product;

(iv) The facts substantiating the requirements set forth in (1) above;

(v) A statement that the seller is unable to obtain the product from the customary source of supply or suppliers of the same class.

(3) *Amount of adjustment which will be granted.* When the Office of Price Administration finds that the circumstances listed in (1) above are present, it will grant an adjustment in the applicable maximum price sufficient to enable the applicant to recover his actual car-load cost of the product involved.

3. Paragraph (c) of § 1306.157 is amended to read as follows:

(c) "Iron or steel products" includes all of the products listed in (1) below, but does not include any of the products listed in (2) below:

(1) The term includes: All new products listed in the Table of Capacity and Production for Sale set forth in the Annual Statistical Report of the American Iron and Steel Institute, for 1939, pages 42-43; all such products further finished by galvanizing, enameling, plating, coating, drawing, extruding, or otherwise in a manner commonly employed by or for steel mills and rolling works; all such products which have been subjected to the operations of picking, flame or machine cutting, or pipe threading. It includes such products in prime or secondary or rejected quality. It also includes used cotton bale ties.

(2) The term does not include: Pig iron, concrete reinforcing bars to the extent that the sale thereof is covered by Revised Maximum Price Regulation 159—Fabricated Concrete Reinforcing Bars; any iron or steel products fabricated by stamping, punching, forging, plating, machining, etc; cut nails or cut tacks; steel gates; lead head nails; rigid conduit or thin wall conduit; welding rod; wire rope slings; communication or power transmission wire; cast iron pipe; pipe couplings (except when sold attached to pipe); pipe fittings; or rolled or forged axles and car wheels. It does not include any used iron or steel products except used cotton bale ties.

4. In § 1306.157 (s) is amended to read as follows:

(s) The operations commonly known as "the warehousing of iron or steel products" means the actual receipt and unloading of iron or steel products into premises, regularly maintained for such operation, equipped with facilities for performing such functions as receiving, stocking, sorting and grading, pipe threading or cutting, shearing, flame cutting or burning to size or shape, and shipping which functions are necessary or incidental to the resale and distribution of the particular products brought into such premises. In no case, however, will such operations be considered as having been performed unless the premises referred to are maintained and operated by the owner of the material at the time it was put through such operations and unless the owner placed on his purchase order to his source of supply the statement "for resale from stock", as required by § 1306.154 (a) (1) or which was acquired by such owner, prior to September 28, 1945, under authority to purchase for delivery into his stock for resale in substantially the same form as received granted by the applicable regulations of the War Production Board.

5. In § 1306.159 (k) (2), subdivision (iv) is amended to read as follows:

(iv) *Certain secondary or rejected iron or steel products.* The maximum delivered price for secondary or rejected iron or steel products for which prices are not established for less-than-car-load quantities in § 1306.164, Appendix G, shall be the mill price as established by Revised Price Schedule, No. 6; *Provided*, That on application to the Office of Price Administration, Metals Price Branch, Washington 25, D. C., by a seller a higher maximum delivered price may be established for the sale or series of sales in question. Such application should include:

(a) The name of the seller and the place at which the material was or will be put through the operations commonly known as the warehousing of iron or steel products.

(b) A complete description of the material including type, kind, sizes; whether sorted to specific sizes required by buyer; a complete outline of the operations which have been performed or will need to be performed, if any, to put the material in usable condition; and whether such operation, if any, will be performed by the buyer, seller or a third party.

6. Section 1306.159 (1) is amended to read as follows:

(1) *Maximum delivered prices for all other secondary or rejected iron or steel products for which prices are not established in § 1306.164, Appendix F.* The maximum delivered price for all other secondary or rejected iron or steel products for which prices are not established in § 1306.164, Appendix F, after such shearing, cutting, straightening, bending, or pickling as may be necessary, shall be computed in the same manner used by the seller on April 16, 1941: *Provided*, That such prices do not exceed the maximum delivered prices for comparable iron or steel products of prime quality.

7. Section 1306.159 (q) is deleted.

8. Section 1306.161 is amended to read as follows:

§ 1306.161 *Appendix C.* This Appendix lists some of the products included in the term "Iron and Steel Products" as defined in § 1306.157 (b) of that schedule. Paragraph (a) lists the general classifications of products covered, while paragraph (b) lists certain items which are not included, even though they may or may not fall within these general classifications. For the purposes of this Appendix, terms used herein shall have the meanings given them in the American Iron and Steel Institute's product manuals, unless a different meaning is set out in the provisions of this schedule. The lists under (a) and (b) are not necessarily complete and do not limit the coverage of the regulation. These lists may be added to from time to time.

(a) *Classifications of products covered by RPS 49.* All iron or steel products in the following forms are covered by this schedule, except as noted in paragraph (b) below. This includes all such

product forms in the several grades (such as: carbon, alloy, tool, etc. grades of steel; and common, refined, other grades of iron); when further finished by galvanizing, enameling, plating, coating, drawing, extruding, or otherwise in a manner commonly employed by or for steel mills or rolling mills, in either prime or lower quality and produced by such processes as hot working forging, hot rolling, cold rolling, cold drawing, etc.

(1) Semi-finished products, such as:

Ingot	Forging Rounds
Skelp	Billets
Muck Bars	Tube Rounds
Blooms	Slabs
Sheet Bars	Wire Rods

(2) Structural Sections

(3) Sheet Piling

(4) Plates

(5) Bars and bar shapes

(6) Sheets

(7) Strip

(8) Tin Mill products, such as: tin plate, terne plate, black plate, etc.

(9) Manufacturers wire

(10) Flat Wires

(11) Pipe and tubular products, such as: standard pipe, merchant pipe, line pipe, large O. D. pipe, tubing, drill pipe, drive pipe, casing and wrought iron pipe, produced by the butt weld, continuous weld, lap weld, electric weld, seamless or spiral weld processes

(12) Railway track materials, such as: rails, track spikes, tie plates, ties, splice bars with or without bolts or fastenings

(13) Concrete reinforcing bars

(14) Wire rope, cable, and cords

(15) Welded or woven wire fabrics, for reinforcement

(16) Merchant wire products, such as: wire nails, wire staples, wire brads and wire tacks; merchant quality (smooth fence), brace, stone and market wire; barbed and barless wire; woven wire cloth; netting; field, lawn, poultry and other types of fencing; corn cribs and cribbing; silo fabric; flower bed border and trellis; steel posts; single loop bale ties; clothes lines; wire hoops

(17) Roofing and siding

(18) Cotton bale ties

(b) *Items not covered.* The following items, which may or may not fall within the general classifications set out above in (a), are not covered by this Revised Price Schedule No. 49:

(1) Reusable iron or steel products other than used cotton bale ties

(2) Rigid Steel Conduit

(3) Thinwall conduit (electric metallic tubing)

(4) Communication, power transmission or electrical wires

(5) Cut tacks

(6) Cut nails

(7) Wire rope slings

(8) Cast iron pipe

(9) Pipe fittings, except couplings sold attached to threaded pipe

(10) Axles or car wheels or any combination, rolled or forged

(11) Pig iron

(12) Welding rods

(13) Lead head nails

(14) Gates, all types

This amendment shall become effective October 19, 1945.

NOTE: All reporting and record-keeping provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19403; Filed, Oct. 19, 1945;  
11:42 a. m.]

## PART 1381—SOFTWOOD LUMBER

[RMPR 26,<sup>1</sup> Incl. Amdts. 1-19]

### DOUGLAS FIR AND OTHER WEST COAST LUMBER

This compilation of Revised Maximum Price Regulation 26 includes Amendment 19, effective October 23, 1945. The text added or amended by Amendment 19 is underscored. Deletions, redesignations and changes in tables are indicated by notes.

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328. A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.<sup>2</sup>

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

[Preamble amended by Supplementary Order No. 61, 8 F.R. 12552, effective 9-11-43]

§ 1381.51 *Maximum prices for Douglas fir and other West Coast lumber.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, Revised Maximum Price Regulation No. 26 (Douglas Fir and Other West Coast Lumber), which is annexed hereto and made a part hereof, is hereby issued.

#### ARTICLE I—SCOPE OF THE REGULATION

##### Sec.

1. Prices higher than ceiling prohibited.
2. What products are covered.
3. What transactions are covered.
4. What persons are covered.

#### ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

5. Basic prices and cash discount.
6. Direct-mill retail sales.
7. Sales on delivered basis.
8. Mixed car or mixed truck shipments.
9. Sales for export.
10. Lumber produced in Canada.
11. Maximum prices for Alaskan lumber.
12. Items, services, or extras not listed.

<sup>1</sup> 9 F.R. 1016.

<sup>2</sup> Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

#### ARTICLE III—SPECIFIC DUTIES AND PROHIBITED PRACTICES

##### Sec.

13. What the invoice must contain.
14. Averaging out.
15. What records must be kept.
16. Prohibited practices.
17. Adjustable pricing.
18. Special pricing rules.

#### ARTICLE IV—MISCELLANEOUS

19. Petitions for adjustment or amendment.
20. Enforcement.
21. Licensing.
22. Grades.

#### ARTICLE V—PRICE TABLES

23. Douglas fir.
24. Other West Coast lumber (Western hemlock and true fir).
25. General notes.

#### ARTICLE VI—PRICE TABLES FOR EXPORT—"N" LIST

##### ARTICLE VII—TABLES OF ESTIMATED WEIGHTS

AUTHORITY: § 1381.51 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681.

#### ARTICLE I—SCOPE OF THE REGULATION

SECTION 1. *Prices higher than ceiling prohibited.* (a) On and after June 9, 1943, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive in the course of business, any Douglas fir or other West Coast lumber for direct-mill shipment at prices higher than the maximum prices fixed by this regulation, and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

SEC. 2. *What products are covered.* (a) This regulation covers all Douglas fir (*Pseudotsuga taxifolia*), West Coast hemlock (*Tsuga heterophylla* and *Tsuga mertensiana*) and all species of true fir (*Abies*) lumber produced in those parts of Oregon, Washington, and Canada lying west of the crest of the Cascade Mountains, and in California and Alaska. Any such lumber produced in these areas is covered, regardless of the kind of mill or plant in which it is produced. The term "lumber" as used here specifically includes mouldings.

[Above paragraph amended by Am. 6, 9 F.R. 3513, effective 4-6-44]

The regulation applies whether the particular item is specifically priced in the price tables or not (except switch ties and cross ties, which are covered in Maximum Price Regulation 556<sup>3</sup>—Western Railroad Ties and Wooden Mine Materials).

[Above paragraph amended by Am. 19, effective 10-23-45]

(b) If a mill is located in Oregon, Washington, or Canada near the crest of the Cascade Mountains, or in California, and has customarily graded and sold its lumber under the Western Pine Association Grading Rules, it may apply to the nearest office of the Office of Price Administration for special permission to use the maximum prices established in Maximum Price Regulation No. 94,<sup>4</sup> instead of prices established in Revised

Maximum Price Regulation No. 26. Such an application may be made by letter, and should be supported by evidence of the mill's actual practices in the past.

SEC. 3. *What transactions are covered—(a) Direct-mill shipments.* This ceiling applies to all shipments originating at a mill, no matter who the seller is, and no matter whether he usually is known as a mill, wholesaler, retailer or anything else. It does not apply to sales out of distribution yard stock. (The prices for yard sales may be found either in Maximum Price Regulation No. 215,<sup>5</sup> or in the General Maximum Price Regulation,<sup>6</sup> depending on the nature of the sale and the purchaser.) A shipment is regarded as originating at a mill if the lumber reaches the purchaser without ever becoming an integral part of the stock of a distribution yard. A sale is considered a sale out of distribution yard stock only if the lumber was a part of regular yard stock at the time the sale was made. For example, if a retail yard takes an order for a defense housing project, and then brings the lumber from a mill, puts it in his yard, and delivers it as needed, the sale is subject to this regulation.

(b) *How to tell a mill from a distribution yard.* The term "mill," as used here, covers what are known in the trade as sawmills, planing mills and concentration yards. Three types of establishments are described below: the first, (1), a typical sawmill or planing mill; the second, (2), a typical concentration yard; and the third, (3), a typical distribution yard. An establishment which resembles (1) or (2) more than it does (3) is considered a mill; and one which resembles (3) more than it does (1) or (2) is considered a distribution yard:

(1) "A typical sawmill or planing mill" is an establishment which is chiefly engaged in manufacturing lumber from logs or rough lumber by sawing or planing; which is located in or near a lumber producing area; which makes and sells chiefly Douglas fir and associated species of lumber;

(2) "A typical concentration yard" is an establishment which concentrates and prepares lumber for commercial shipment, which keeps in stock mostly Douglas fir and associated species of lumber, which has its lumber brought in chiefly in rough green form by truck from small local sawmills and sells chiefly for rail shipment, and which has been located at its particular site to be near the lumber producing area;

(3) "A typical distribution yard" is a wholesale or retail lumber yard which gets lumber from mills or other yards; unloads, sorts, stores, and resells or re-distributes it; which regularly maintains a varied stock of lumber from different regions; which gets its lumber mostly by rail and sells mostly for truck shipment; which is equipped to make quick deliveries of many different items of lumber; and which has been located at its particular site in order to be near a lumber consuming area.

(c) *No quantity limits.* There are no quantity limits on the transactions cov-

<sup>3</sup> 10 F.R. 10996, 12263.

<sup>4</sup> Revised: 9 F.R. 6634, 12966.

<sup>5</sup> 2d Revision: 9 F.R. 12271; 10 F.R. 7054.

<sup>6</sup> 9 F.R. 1385, 5169, 6106, 6150, 10193, 11274.

ered by this regulation. All direct-mill sales, large or small, are covered.

[Paragraph (c), formerly (d), redesignated, and former (e) and (e) revoked by Am. 19, effective 10-23-45]

**SEC. 4. What persons are covered.** Any person who makes the kind of sale or purchase described above, for himself or others, is subject to this regulation. The term "person" includes an individual, corporation, partnership, association or any other organized group, their legal successors and representatives, the United States or any government or any of their political subdivisions or any agency of any of the foregoing.

[Note: Under the provisions of Revised Supplementary Order 44 (10 F.R. 11065) Revised Maximum Price Regulation 26 is adopted and affirmed to be applicable to the Territory of Hawaii]

#### ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

**SEC. 5. Basic prices and cash discount—(a) Basic prices.** The maximum prices f. o. b. mill are set forth in Article V—Price Tables.

**(b) Cash discount.** If cash is paid, the maximum price must be reduced by the seller's August 1941 cash discount. For example, if the August 1941 discount for cash was 2%, and the maximum price without discount according to this regulation is \$30.00, the maximum price when cash is paid is \$29.40. When a seller was not in business in August 1941, 2% cash discount for payment in 10 days must be allowed. On specific written allocations issued by the Office of the Chief of Engineers, War Department, the terms 30 days net may be used regardless of former practices.

[Paragraph (b) amended by Am. 19, effective 10-23-45]

**(c) Temporary adjustment in maximum prices of boards priced in Table 1.** (1) The following adjustments in maximum prices may be made by mills subject to and in compliance with the requirements of W. P. B. Direction No. 1-a to Order L-335, as amended June 18, 1945, so long as they are granted no exemption from the requirement of manufacturing a total of 65 percent of their expected monthly production in boards and dimension. All prices in Table 1, except for No. 4 boards (and for paragraphs 285 and 289 for which no addition is permitted) may be increased \$4.50 per M'BM. Prices for No. 4 boards may be increased \$3.50 per M'BM. These temporary price adjustments are not applicable to thicknesses greater than 1" nor to shims (covered by footnote 3).

[Subparagraph (1) amended by Am. 14, 10 F.R. 5323, effective 5-8-45; and Am. 15, 10 F.R. 7528, effective 6-18-45]

(2) Any mill granted relief under section (c) (2) of War Production Board Direction 1-a to the extent of being permitted to manufacture less than 65% of its expected monthly production in boards and dimension or any mill unable to produce 65% boards and dimension

because of the requirements of an individual War Production Board directive, may charge these adjusted maximum prices only for thirty days after the effective date of the War Production Board relief or directive, unless it files an application for price adjustment with the Office of Price Administration, District Office in Portland, Oregon, in the manner described below, in which case it may continue to charge the adjusted maximum prices for a further period (not to exceed thirty days) pending action by the Office of Price Administration District Director in Portland. The Office of Price Administration District Director may grant an adjustment in the basic maximum prices, but not to exceed the amount of adjustment in subparagraph (1), as is necessary to enable the mill to meet its total costs of production while operating under the terms of relief granted or directive issued by the War Production Board.

[Subparagraph (2) amended by Am. 14, 10 F.R. 5323, effective 5-8-45]

(3) An application for relief under paragraph (2) shall contain the following information:

(i) Operating cost statements for the first calendar quarter of 1944 and for the third calendar quarter of 1944 submitted on O. P. A. form 675-934 and containing the information called for on that form.

(ii) Production out-turn by grade and thickness for the first calendar quarter of 1944 and for the third calendar quarter of 1944 submitted on O. P. A. form 675-2036, and containing the information called for on Schedule III of that form.

(iii) Detailed estimates, or actual experience, of the changes in cost and changes in grade and size out-turn from those for the third quarter of 1944, which will result or have resulted from complying with the decision granting relief under W. P. B. Direction 1-a.

(iv) The O. P. A. District Office may at any time request applicants to submit additional information and failure to submit such additional information within 20 days after it is requested shall automatically suspend the right of the applicant to charge any adjusted maximum price in effect at the time.

(4) This section 5 (d) shall cease to be effective on whatever date W. P. B. Direction 1-a to Order L-335, as amended June 18, 1945, is withdrawn or modified except that mills may charge the adjusted maximum prices on shipments prior to November 1, 1945, of boards on orders placed by C. P. A. prior to August 15, 1945 for water shipment, which were manufactured prior to August 16, 1945, provided that prior to September 1, 1945, the mill reports such unshipped orders from C.P.A. to the Portland District Office of the Office of Price Administration, giving the quantities of boards manufactured but not shipped prior to August 16, 1945 against such orders.

[Subparagraph (4) amended by Am. 15, 10 F.R. 7528, effective 6-18-45 and Am. 17, 10 F.R. 10395, effective 8-22-45]

[Paragraph (c), formerly (d), added by Am. 12, 10 F.R. 4661, effective 4-25-45 and redesignated by Am. 19, effective 10-23-45. Former (c) added by Am. 7, 9 F.R. 4227, effective 4-18-44, amended by Am. 8, 9 F.R.

7595, effective 7-3-44; Am. 11, 9 F.R. 12537, effective 10-14-44; and revoked by Am. 19, effective 10-23-45]

**(d) Pallet stock sold by mills on Government contracts and subcontracts.** Under this paragraph, and regardless of maximum prices established in the tables of this regulation for short lengths, the Office of Price Administration may authorize maximum prices for pallet stock, based on cost of remanufacture from longer stock, only on Government contracts and subcontracts, and only when produced by a "mill," as defined in section 3, or by any establishment owned, controlled, or operated by a mill, or under common control with it. No person may charge for pallet stock prices higher than the regular f. o. b. mill prices established in this regulation for short lengths, unless he has received authority from the Office of Price Administration, Washington, D. C., to charge different maximum prices.

[Paragraph (d), formerly (e) added by Am. 13, 10 F.R. 5533, effective 5-4-45; amended by Am. 16, 10 F.R. 9793, effective 8-13-45 and redesignated by Am. 19, effective 10-23-45]

**SEC. 6. Direct-mill retail sales.** An addition of \$3.50 per thousand board feet may be made on a sale of less than 18,000 ft. BM (or less than carload if by rail), to any buyer who does not purchase for resale, where the shipment originates at a mill and the seller:

(a) Sees that the lumber is delivered to the job site at such time and in such manner as the buyer specifies;

(b) Gives the buyer the privilege of exchanging the lumber and returning unused material; and

(c) Agrees to make good any shortage promptly from stocks kept on hand for this purpose.

The size of the sale is determined by the total quantity involved in the transaction without regard to whether it is broken up into smaller orders or deliveries.

**SEC. 7. Sales on delivered basis—(a) Rail charges.** (1) Only two methods of selling are recognized by this regulation. Any other method is prohibited, as a device to evade the ceiling by manipulation of freight.

The two permitted methods are: on a delivered basis using the estimated weights in Article VII, or on an f. o. b. mill basis with actual freight (figured, of course, on actual weights) to be paid by the purchaser.

The two methods may not be combined in a single transaction; that is, a seller may not sell on a basis which gives him the benefit of favorable estimated weights but requires the use of actual weights on items where estimated weights would be unfavorable to him. Note that sales described as "ceiling delivered," or as f. o. b. mill with freight paid or included to a given destination, are to be treated as sales on a delivered basis. In such cases, the given estimated weights must be used. However, sales f. o. b. mill with seller to pay the freight to a stated destination and include it in his invoice to the buyer is a sale on an f. o. b. mill basis, and settlement on the basis of the actual weights must be made.



(2) The estimated green weights may be used only when green lumber is actually specified and shipped.

(3) The transportation charge, when estimated weights are used, must be evened out to the nearest quarter-dollar per 1000 feet board measure (or nearest 5 cents per 1000 pieces of pickets).

(b) Common or contract carrier (other than rail). Where transportation is by common or contract carrier (other than rail) the only rule is that actual cost of transportation may be added to the maximum prices established under section 23 and section 24.

(c) Private truck. When shipment is by truck owned or controlled by the seller, the following amounts only may be added for transportation to the prices established in section 23 and section 24. For distances up to and including 10 miles, \$1.50 per M'BM; over 10 and up to and including 20 miles, \$2.00 per M'BM; and over 20 and up to and including 30 miles, \$2.50 per M'BM. Where the distance is greater than 30 miles, the seller may charge the amount of the railroad charge at the carload rate for the most similar haul, or \$3.00 per M'BM, whichever is greater. Distance, as used in this paragraph, means the distance from the mill to the point of destination as measured by the speedometer. No addition may be made for the return trip.

[Paragraphs (b) and (c) amended, former (d) deleted and former (e), (f), (g) and (h) redesignated (d), (e), (f) and (g) by Am. 19, effective 10-23-45. Former paragraph (d) amended by Am. 2, 8 F.R. 11508, effective 8-24-43].

(d) Truck delivery after rail haul. When truck delivery to yard or job site follows a rail haul, and is specified in the order, the actual cost of truck delivery may be added. This may include the actual cost of handling and reloading involved in transfer from rail cars to trucks.

(e) All-truck haul. When an all-truck haul ends in delivery to the job site, no special addition may be made above the charges provided in paragraphs (b) and (c) of this section.

(f) Portland rate on delivered sales to California. Regardless of other provisions of this section, on delivered sales to purchasers in California, if shipment originates at a mill in California, or at a mill in Oregon from which the railroad freight rate to the California destination is less than the rate from Portland, Oregon to the same destination, the addition for transportation may be computed by multiplying the appropriate estimated weight as shown in Article VII by the applicable freight rate from Portland to the California destination. This provision does not apply to f. o. b. mill sales nor to direct-mill retail sales.

[Paragraph (f) formerly (g), amended by Am. 4, 8 F.R. 16249, effective 12-6-43]

(g) Government bill of lading. Where shipment is made on government bill of lading, the maximum price payable to

the shipper may be computed by determining what would be the maximum delivered price on the basis of estimated weights and commercial rates and subtracting therefrom the commercial rate times the actual weights.

[Paragraph (g), formerly (h), added by Am. 4, 8 F.R. 16249, effective 12-6-43]

SEC. 8. Mixed car or mixed truck shipments. (a) \$2.00 additional per M'BM may be charged for mixed car or mixed truck shipments. No addition may be made for mixed cargo shipment without special authorization under section 12.

(b) A mixed car shipment consists of four or more items as defined in paragraph (c) below, of at least 1000 board feet each. A mixed truck shipment consists of four or more items of at least 250 board feet each.

(c) For the purpose of paragraph (b), the following classifications of lumber of any different species constitute separate items:

- (1) Boards, shiplap or strips, dimension, plank and small timber, and timbers (one or all these classifications constitute one item).
- (2) Flooring.
- (3) Siding.
- (4) Ceiling and partition.
- (5) Finish and rough clears.
- (6) Stepping.
- (7) Mouldings.
- (8) Silo stock.
- (9) Gutter.
- (10) Cribbing.
- (11) Lath and shingle band sticks.
- (12) Casing and base.
- (13) Shingles—any species (minimum 20 squares).

[Paragraph (c) amended by Am. 9, 9 F.R. 9720, effective 8-14-44]

SEC. 9. Sales for export. Maximum prices f. a. s. vessel for lumber to be exported when graded in accordance with "N" Export Grading Rules adopted by the West Coast Lumbermen's Association and British Columbia Lumber and Shingle Manufacturers, Ltd., 1929, are set forth in Article VI of this regulation. Otherwise, the maximum prices for export sales are governed by Second Revised Maximum Export Price Regulation.

[Sec. 9 amended by Am. 2, 8 F.R. 11508, effective 8-24-43]

SEC. 10. Lumber produced in Canada. The maximum prices for lumber produced in Canada west of the crest of the Cascade Mountains and sold in the United States shall be the maximum prices f.o.b. mill set forth in Article V plus additions for transportation permitted by section 7: *Provided, however*, That the amount of such addition may not be greater than if the shipment had originated at Seattle, Washington.

SEC. 11. Maximum prices for Alaskan lumber. (a) The maximum prices f.o.b. mill for shipments originating in Alaska and delivered to points outside the continental United States shall be the maximum f.o.b. mill prices set forth in Article V plus an amount equal to freight under the Maritime Commission's published freight rate from Seattle, Washington to the mill's shipping point, including surcharges, War Risk insurance,

<sup>1</sup> 8 F.R. 4132, 5987, 7662, 9993, 15193; 9 F.R. 1036, 7201, 9835, 11273, 12919.

and wharfage and handling charges under the published Seattle Wharfage and Handling rate for comparable lumber.

(b) The maximum delivered prices for shipments originating in Alaska shall be the maximum price arrived at according to paragraph (a) plus transportation charges permitted by section 7.

SEC. 12. Items, services, or extras not listed. (a) If a seller wishes to sell an item which is not specifically priced in the price tables, or wishes to make an addition for special workings, specifications, services, or other extras for which additions are not specifically permitted, he must apply to the Lumber Branch, Office of Price Administration, Washington, D. C., for a maximum price. He must provide the following information:

[Section headnote and above paragraph amended by Am. 19, effective 10-23-45]

- (1) The requested price;
- (2) A complete description of the item to be priced;
- (3) The price differential between it and the most comparable item in the price tables, between October 1, 1941 and June 1, 1942, from the seller's own records, or if that is impossible, from the experience of the trade. If no established price differential existed, a detailed analysis of comparative value should be furnished.

(b) As soon as the request has been filed, quotations and deliveries may be made at the requested price, but the final payment may not be made until the price has been approved. Action on the request may be by letter or telegram.

(c) In all cases where special prices have been approved by the Lumber Branch of the Office of Price Administration under § 1381.62, paragraph (g) of the earlier regulation, Maximum Price Regulation 26, these special prices shall no longer apply if specific prices for the items are established by this regulation; but if no specific prices are established in the price tables, the price approved under the earlier regulation shall continue in effect.

(d) On any sale involving a "non-listed" price or addition contemplated by paragraph (a) of this section, if the seller, for any reason, shall have failed to apply for approval of a maximum price under paragraph (a), the maximum price for the item sold shall be \$15.00 per thousand board feet, which maximum price shall include all allowances or additions for grade, size, condition, special workings, specifications or other extras.

[Paragraph (d) added by Am. 5, 9 F.R. 1016, effective 2-1-44]

#### ARTICLE III—SPECIFIC DUTIES AND PROHIBITED PRACTICES

SEC. 13. What the invoice must contain—(a) F. o. b. mill price. All invoices must contain a sufficiently complete description of the lumber to show whether the price is proper or not. Any working, specification, or extra which affects the maximum f. o. b. mill prices must be mentioned in the description. The amount added for these does not have to be separately shown. If no grade

is designated on an invoice for a particular item or items, the price of such item or items shall be \$15.00 per M<sup>3</sup>BM.

[Paragraph (a) amended by Am. 13, 10 F.R. 5099, effective 5-4-45]

(b) *Charges for transportation.* In all delivered sales, the invoice must show the:

- (1) Point of origin of shipment;
- (2) Destination;
- (3) Rail rate, if estimated weights are used; otherwise the actual amount added for transportation;
- (4) The words "Direct-mill shipment."

(c) *Delivery and related charges.* Any separate charge which the seller is permitted to make for truck delivery after rail haul, or for trucking to railhead, must be separately shown on the invoice.

(d) *Direct-mill retail sale.* If the "direct-mill retail sale" mark-up is permissible and is added, this must be separately indicated in the invoice.

Sec. 14. *Averaging out—(a) Different grades, classes or sizes.* Different grades, classes or sizes of lumber may be sold and invoiced at an average price if all of the following conditions are observed:

(1) The footage of each item must be shown separately, and a piece tally must be furnished for each shipment.

(2) The average price for the lumber actually shipped must not be higher than it would have been if all the individual grades, classes, and sizes shipped had been sold separately at the individual ceiling price.

(3) If the order is shipped in more than a single carload, truckload, or boat shipment, the following invoicing and charging practices must also be followed:

(i) The invoice must show that it is part of a larger order and identify the order. It must also show the individual ceiling prices for the various items of lumber actually contained in each shipment, and the average selling price agreed upon.

(ii) The charges which may be made and collected on account for each shipment must not exceed the average price agreed upon or the total of the ceiling prices for the items in the particular shipment, whichever is the lower. Thus, if an average price was quoted on widths from 4" to 12", and if a car of all 4" was shipped, only the 4" price can be charged and collected on that car. But if a car of all 12" widths was shipped, only the average price quoted could be charged on that car.

(iii) Upon completion of the order the seller must render a final invoice showing the quantity of each shipment or delivery, the freight charge for each if sold on a delivered basis, the amount received on account, the total amount due on the order at the agreed average prices, and a reconciliation of the total amount so computed with the maximum prices permitted by this regulation. Final payment and all necessary adjustments between buyer and seller are to be made upon the final reconciliation.

(b) *Different freight rates.* When a single order, for which a single flat de-

livered price was quoted and accepted, is shipped from two or more mills to a single destination on varying freight rates, the seller may average out the transportation charges. For example, if a wholesaler bids \$33.00 per M<sup>3</sup>BM on a single order of a hundred thousand feet of lumber, the ceiling price being \$30.00 per M<sup>3</sup>BM and the estimated freight \$3.00, he can ship half of it on a rate resulting in a \$2.00 freight charge and half on a rate resulting in a \$4.00 freight charge.

(1) Where this practice is adopted, the seller must observe all of the following conditions:

(i) Each invoice must state that the particular shipment is part of a larger order and identify the order. It must also show the individual rates for each shipment or delivery.

(ii) The transportation charges which may be made and collected for each shipment or delivery, on account, must not exceed the average transportation charge figured on the entire order or the actual transportation charge for the particular shipment based upon the permitted estimated weights, whichever is the lower.

(iii) Upon completion of the order the seller must render a final invoice showing the individual f.o.b. mill prices separately, the amount shipped from each mill, the freight charge for each shipment, and a reconciliation of the total amount so computed with the agreed delivered selling prices and also with the maximum prices permitted by this regulation. In the event that the sale was made at an average price for different grades, classes or sizes of lumber as well as an averaging-out of transportation charges, the provisions of (a) above shall also be observed. Final payment and all necessary adjustments between buyer and seller are to be made upon the final reconciliation.

Sec. 15. *What records must be kept.* All sellers and all buyers who, in any one calendar month, sell or buy 20,000 board feet or more of Douglas fir or other West Coast lumber, must keep records which will contain a complete description of the lumber involved, the name and address of the other party to the transaction, the date of the sale, and the price. Such records must be retained for two years, for inspection by the Office of Price Administration.

Sec. 16. *Prohibited practices—(a) General.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this regulation as an outright overpricing. This applies to changes in credit practices and cash discounts and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like.

(b) *Specific practices.* The following are some of the specific practices prohibited:

(1) Getting the effect of a higher price by changing credit practices from what they were in October 1941. This includes decreasing credit periods or

making greater charges for extension of credit.

[Subparagraph (1) amended by Am. 2, 8 F.R. 11593, 12315, effective 8-24-43]

(2) Refusing, without good reason, to ship except in specified or restricted random lengths, or in mixed cars, or under other circumstances which bring the seller an extra return.

(3) Selling as specified lengths or widths, a specific lot or shipment of lumber which is substantially equivalent to random lengths or widths, or reselling intact as specified lengths or widths a specific lot or shipment bought by the seller as standard or random lengths or widths, unless specifically permitted in the price tables. This prohibition shall not apply to shipments or deliveries which have been sorted out as to widths and lengths and then resold.

(4) Grading as a special grade lumber which can be graded as a standard grade; or wrongly or falsely grading or invoicing lumber.

(5) Making additions for special specifications, services, or other extras which are not specifically permitted.

(6) Refusing to sell on an f. o. b. mill basis, and insisting on selling on a delivered basis.

(7) Failing to invoice properly and in accordance with the requirements of this regulation.

(8) Unnecessarily routing lumber through a distribution yard.

(9) Quoting a gross price above the maximum price, even if accompanied by a discount the effect of which is to bring the net price below the maximum.

(10) Making additions for kiln-drying, anti-stain treatment or other services, treatments, or specifications unless they are expressly ordered by the buyer.

(11) Getting a higher price by charging the buyer for ripping or resawing, or charging on the basis of an original size larger than the item actually delivered (for example, charging the price of 4 x 4" ripped to 2 x 4" on a sale and delivery of 2 x 4"s) except where the items ordered and delivered are non-standard sizes not specifically priced in the tables. This prohibition has no application where the buyer specifies the larger size to be ripped or resawn into items of smaller size and the resulting items are priced higher in the tables than the original larger size; for example, the buyer may order 1" x 4" x 12" #2 common, priced at \$25.00 per M<sup>3</sup>BM, ripped to 1" x 2" x 12". By buying the larger size ripped the price to the buyer is lower (\$20.00) than it would have been had he ordered the 1 x 2" as such (\$29.00). In this example the maximum price is \$26.00.

(12) Making the buyer take something he does not want in order to get what he does want; for example, making a buyer who orders No. 2 Common take all the upper grades that develop.

(13) Breaking up an order or apportioning deliveries in order to get the \$3.50 direct-mill retail sale addition.

(c) *Adding commission to ceiling prohibited.* It is unlawful for any person to charge, receive or pay a commission for the service of procuring (including buying, selling, or locating lumber, or for

any related service such as "expediting") which does not involve actual physical handling of lumber, if the commission plus the purchase price results in a total payment by the buyer of lumber which is higher than the maximum price of the lumber. For purposes of this regulation, a commission is any compensation, however designated, which is paid for the procurement of lumber. This prohibition has no application to the case of a bona fide employer-employee relationship where the employee serves only one employer, insofar as lumber procurement is concerned, and where the compensation paid by the employer is a fixed salary and is not based directly or indirectly on the quantity, price or value of the lumber in connection with which the service is rendered.

[Paragraph (c) amended by Supplementary Order No. 77, 8 F.R. 14310, effective 10-26-43]

(d) *Combined grades.* Lumber sold in a combination of grades may not be sold above the maximum price for the lowest grade in the combination. For example, the maximum price for lumber sold as No. 2 and better is the maximum price for No. 2. It is permissible, however, to quote on the basis of specified higher or lower grades developing to be shipped at the respective maximum prices for each grade actually developed and shipped. Provided, That not more than a total of seven grades of any one size of the same species may be charged for on any one shipment by rail or water, or on any one order delivered by truck, without specific written authorization by the Office of Price Administration, Washington, D. C. (The additions of paragraph 300, 301, 302, 303, or 305 and the addition of the suffix "a" to any grade shall be considered a separate grade for the purpose of this paragraph.) Where shipments are made in this manner, each piece (or bundle if bundled) shall bear some symbol of grade identification, and each grade shall be separately invoiced and the identification symbol used on the lumber shall be shown opposite the respective grades on the invoice.

[Above paragraph amended by Am. 19, effective 10-23-45]

Alternatively, shipper may separate grades in loading and clearly identify by symbol the grade of each separate lot in the shipment and on the invoice. If such grade identification is not made in the shipment and on the invoice, the maximum price which may be charged for a shipment of a combination of grades is the price for the respective sizes of the lowest grade named in the order or in the invoice. Shop grades when sold to millwork manufacturers and items priced in tables 16, 17, 18, and 19 when sold for direct-mill shipment and only where final delivery is to railroad car builders, railroad car and equipment repair shops, railroad companies, or other operators, builders, or repairers of essential transportation or communication equipment are exempt from the requirements of this paragraph insofar as

it pertains to the use of grade symbols on lumber and invoices.

[Paragraph (d) amended by Am. 2, 8 F.R. 11508, effective 8-24-43; Am. 5, 9 F.R. 1016, effective 2-1-44; Am. 9, F.R. 9720, effective 8-14-44; Am. 10, 9 F.R. 11112, effective 9-8-44 and Am. 13, 10 F.R. 5099, effective 5-4-45]

SEC. 17. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of shipment; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after shipment. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

[Sec. 17 amended by Supplementary Order No. 50 and Amendment 1 thereto, 8 F.R. 10568, 14310, effective 7-27-43]

SEC. 18. *Special pricing rules.* (a) Where the buyer specifies restricted lengths or an average length and the shipment or order fails to conform, the entire shipment must be priced at the random length price (unless the agreed price is lower).

(b) Where the buyer orders a random length shipment, and the given percentages of lengths as specified in footnotes to some of the price tables are not met because there is too large a percentage of shorts, the excess shorts must be priced at the separate prices for the short lengths.

(c) Where random length shipments required to average a specified length (e. g., 12' in the Board Table) fall short of this average, the price may not exceed that of the nearest shorter even length below the average length actually shipped.

(d) Where the order fails to specify the grade required, the seller may only ship and charge for No. 2 Common, unless otherwise agreed.

(e) Where the invoice does not specify the grade shipped or delivered, the price of the lowest grade in the shipment shall apply to the whole order.

(f) Where moisture content requirements are waived by the purchaser, the maximum price for the whole order, shipment, or delivery shall be the price herein established for green lumber. Where such a sale is made on a delivered basis, the seller may only use the given estimated weights for dry lumber in computing transportation costs.

(g) None of the additions permitted in the footnotes to the tables in Articles

V and VI may be added to the prices of the various items set forth in the tables unless the order expressly requires the working, grade, condition, size, or length for which the additions are permitted.

#### ARTICLE IV—MISCELLANEOUS

SEC. 19. *Petitions for adjustment or amendment—*(a) *Government contracts.* See Procedural Regulation No. 6<sup>8</sup> for adjustment provisions on certain government contracts or subcontracts.

[Paragraph (a) amended by Supplementary Order 83, 9 F.R. 973, effective 2-1-44]

(b) *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1<sup>9</sup> issued by the Office of Price Administration.

(c) In treating with petitions for amendment or adjustment, consideration will not be given to log and bolt costs which are higher than the applicable maximum purchase prices for logs and bolts established in Revised Maximum Price Regulation No. 161<sup>10</sup> (West Coast Logs), or Maximum Price Regulations 313<sup>11</sup> (Prime Grade Hardwood Logs) and 348<sup>12</sup> (Logs and Bolts), or any revision or amendment of these regulations. This rule shall be followed regardless of whether the petitioner gets logs and bolts by purchasing them, logging his own standing timber, contracting for the logging of his own standing timber, or any other means. All petitions in any way based on the cost of logs or bolts must show the actual cost to the petitioner of logs and bolts received at his plant during the three months immediately prior to filing the petition, and the cost which would have been incurred by the petitioner if all of these logs and bolts had been purchased by him at ceiling prices. To figure these ceiling prices the petitioner should refer to the regulation which fixes the maximum prices for purchases and sales of the kinds of logs and bolts received at his plant.

[Paragraph (c) added by Supplementary Order No. 47, 8 F.R. 5808, effective 5-8-43]

SEC. 20. *Enforcement.* (a) Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942, as amended.

(b) War procurement agencies and their contracting or paying finance officers are not subject to any liability, civil or criminal, imposed by this regulation. Persons who make sales covered by this regulation to war procurement agencies and buyers to whom lumber has been allocated by any such agencies are, however, subject to all the liabilities imposed by this regulation. "War procurement agencies" include the War Department, the Navy Department, the United States

<sup>8</sup> 9 F.R. 10628.

<sup>9</sup> 9 F.R. 10476, 13715.

<sup>10</sup> 9 F.R. 9668, 10644, 13346, 14059; 10 F.R. 924, 2973, 4712.

<sup>11</sup> 9 F.R. 14836; 10 F.R. 622, 3362.

<sup>12</sup> Revised; 9 F.R. 5232.

Maritime Commission and the Lend-Lease Section in the Procurement Division of the Treasury Department, or any of their agencies.

SEC. 21. *Licensing.* The provisions of Licensing Order No. 1,<sup>2</sup> licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 21 amended by Supplementary Order No. 72, 8 F.R. 13244, effective 10-1-43]

SEC. 22. *Grades.* All grade and size terms and "paragraph" references appearing in this regulation refer to, and have the meaning given in, the Standard Grading and Dressing Rules No. 12, issued by the West Coast Lumbermen's Association, effective March 1, 1943, or, in the case of export sales from the "N" list, to the "N" Export Grading Rules adopted by the West Coast Lumbermen's Association and British Columbia Lumber and Shingle Manufacturers, Ltd., 1929.

#### ARTICLE V—PRICE TABLES

SEC. 23. *Douglas fir.* The prices for Douglas fir lumber per 1,000 feet board measure (or other designated measure where so indicated) shown in the following price tables are the maximum prices applicable for each of the following types of direct-mill shipments, except where further additions or deductions are provided below:

(a) *Shipment from mills located on railroad.* (1) Direct-mill retail sales (plus addition provided in section 6).

(2) Other sales:

(i) F. o. b. car mill.

(ii) F. o. b. truck mill.

(b) *Shipment from mills not located on railroad.* (1) Direct-mill retail sales (plus addition provided in section 6).

(2) Other sales:

(i) F. o. b. car mill's customary rail shipping point.

(ii) Where possession of or title to lumber is acquired at any point other than f. o. b. car mill's customary rail shipping point, f. a. s. vessel or f. o. b. scow or barge, the following deductions must be made:

(a) Cost of transportation from mill to customary rail shipping point at rates set forth in section 7 (b) or (c), plus

(b) \$1.25 per M'BM (car-loading expense).

(After these deductions have been made transportation charges provided in section 7 may be added where applicable.)

(3) Cargo mills granted special authorizations under former section 7 (d) (1) may continue to charge for pre-rail truck hauls in accordance with such authorization.

(c) *Shipment from all mills.* (1) F. a. s. vessel mill's customary loading point.

(2) F. o. b. scow or barge alongside mill's dock, except that:

(i) When a mill having deep-water dock facilities places a shipment on scows or barges instead of f. a. s. vessel on its dock, an addition of \$0.50 per M'BM may be made.

(ii) When shipment from a mill without deep-water dock facilities moves by scow or barge to a vessel at its customary

deep-water shipping point, no addition may be made for transportation to such deep-water shipping point.

In all cases, the "f. o. b." prices include transportation to and loading on the carrier indicated; the "f. a. s." prices include delivery within reach of ship's tackle; and on all other shipments loading on some carrier at seller's expense is included.

None of the footnotes to the price tables of this section may be employed where such footnote conflicts with general note XXIII in section 25.

[Above text amended by Am. 9, 9 F.R. 9720, effective 8-14-44; Am. 13, 10 F.R. 5033, effective 5-4-45 and Am. 19, effective 10-23-45]

#### CONSTRUCTION GRADES

TABLE 1—BOARDS AND SHIP LAR, No. 1 GREEN, SURFACED A. L. S.

	6' to 29'	6'	8'	10'	12'	14'	16'	18'	20'	Add for dry ex- cept per 155	Add for select mer- chant- able per 155	Add for select per 155 dry only	Deduct for rough
1x29'-----	\$24.00	\$24.00	\$24.00	\$24.00	\$24.00	\$24.00	\$27.00	\$27.00	\$27.00	\$4.00	\$4.00	\$5.00	\$1.00
1x28'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x27'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x26'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x25'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x24'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x23'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x22'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x21'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x20'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x19'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x18'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x17'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x16'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x15'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x14'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x13'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00
1x12'-----	24.00	24.00	24.00	24.00	24.00	24.00	27.00	27.00	27.00	4.00	4.00	5.00	1.00

[Table amended by Am. 2, 8 F.R. 11503, effective 8-24-43 and Am. 4, 8 F.R. 16249, effective 12-6-43]

1. Deduct from the No. 1 price of the same size, length and condition of seasoning:

	Per M
No. 2 dry or green-----	\$1.00
No. 3 green-----	7.00
No. 3 dry-----	9.00
No. 1 permitting up to 15% No. 2-----	.60

2. No. 4 rough or surfaced dry or green 1xAW, AL: \$15.00. Dry or green, use green weights.

[Footnotes 1 and 2 amended by Am. 4, 8 F.R. 16249, effective 12-6-43]

3. Shims  $\frac{1}{16}$ " or less in thickness x AW-AL No. 3 and better, surfaced hit and miss or full thickness rough, \$17.50. For shims  $\frac{1}{8}$ " or thicker add \$2.00 per M to  $\frac{1}{4}$ " shim price. If graded out and sold "On Grade," deduct from the price of 1" of the same length, width and grade:

	Per 21
$\frac{1}{2}$ ", $\frac{3}{16}$ ", $\frac{1}{4}$ ":	
No. 2 and better-----	\$12.00
No. 3-----	8.00
$\frac{5}{16}$ ", $\frac{1}{2}$ ":	
No. 2 and better-----	8.00
No. 3-----	0.00
Use green weights.	

[Footnote 3 amended by Am. 2, 8 F.R. 11503, effective 8-24-43, Am. 4, 8 F.R. 16249, effective 12-6-43 and Am. 5, 9 F.R. 1016, effective 2-1-44]

4. Barge planing and decking (paragraph 285): add \$10.00 per M'BM to the select merchantable price.

[Footnote 4 added, 6 revoked, and former 4 and 5 redesignated 5 and 6 by Am. 2, 8 F.R. 11503, effective 8-24-43]

4a. Scaffold plank, paragraph 283, 5/4 and 6/4, 9" and wider, add \$20 to the No. 1 price.

[Footnote 4a added by Am. 5, 9 F.R. 1016, effective 2-1-44; amended by Am. 13, 10 F.R. 5033, effective 5-4-45 and Am. 19, effective 10-23-45]

#### Lengths

5. Omitting short lengths in R/L loading, add to R/L price of the same size and grade:

6' add-----	\$0.50
6' and 8' add-----	.50
10' and shorter add-----	1.00
12' and shorter add-----	2.00

6. Specified lengths longer than 20' add \$1.00 per M for each foot to the specified 20' price.

6a. When a random length shipment includes lengths over 20' and no average has been specified, if the inclusion of lengths longer than 20' is at shipper's option, the 6/20' price shall apply to all lengths; however, if buyer's order definitely requires the inclusion of such lengths, price as follows:

For 22' and 24' add \$2 to the 6/20' price, for these lengths only.	
For 26' and 28' add \$4 to the 6/20' price, for these lengths only.	
For 30' and 32' add \$6 to the 6/20' price, for these lengths only.	

[Footnote 6a added by Am. 13 and amended by Am. 19, effective 10-23-45]

7. Odd or fractional lengths when specified by the buyer (see section 18 (g)) add \$1.00 per M to and compute footage on next longer even length.

7a. Where an average length is specified in any random length order, the price shall be the specified length price of the length speci-

fied as an average and no addition may be made under footnote 5.

[Footnotes 7 amended and 7a added by Am. 4, 8 F.R. 16249, effective 12-6-43]

7b. Accumulated 4' and/or 5' No. 2 and higher grades sold separately or in R/L shipments, deduct \$10 from 6/20' price; for No. 3 charge same price as No. 4.

[Footnote 7b added by Am. 13]

#### Widths

8. Widths wider than 12" add \$2.00 for each 2" wider than 12" for the same size and grade.

9. Odd or fractional widths (except 1x3") add \$1.00 per M to and compute footage on the next wider even width.

#### Thickness

10. 5/4" and 3/4" any surfacing A. L. S.: No. 1, Select Merch. (par. 186) and Select (par. 185): add \$1.50 per M' to the 1" price of the corresponding grade.

No. 2: deduct \$1.50 from price of 5/4" and 3/4" No. 1.

No. 3: deduct \$6.50 from price of 5/4" and 3/4" No. 1.

No. 4 (surfaced A. L. S. or rough): same price as 1" No. 4.

For rough No. 3 and higher grades: deduct \$1.00 from surfaced price.

NOTE: 5/4" and 3/4" resawn and sold on surface measure (1") must be priced as shims under footnote 3.

[Footnote 10 amended by Am. 4]

10a. Surfacing to 3/4", when required by buyer, S2S or S4S, price same as S4S, A. L. S.; S1S or hit and miss deduct \$5.00 from price of S4S, A. L. S.

[Footnote 10a added by Am. 9, 9 F.R. 9720, effective 8-14-44]

#### Working charges

11. Surfacing S4S to American Lumber Industrial Standards or not more than 1/4" off in both width and thickness, add \$1.00 to the price of the same grade, width, and length.

[Footnote 11 amended by Am. 5, 9 F.R. 1016, effective 2-1-44]

12. Ripping or resawing add \$1.00 per M; product of the piece to be shipped.

13. Center matched, flooring, drop siding and other patterns; the following working charges contemplate first adding grade differentials, then specified working charge:

1" thickness, No droppings allowed

Green		Dry	
S2S and CM	Flooring, drop siding, beaded and other patterns <sup>1</sup>	S2S and CM	Flooring, drop siding, beaded and other patterns <sup>1</sup>
\$1.00	\$2.00	\$1.00	\$2.00

<sup>1</sup> For amounts 1M feet or less add \$5.00 set-up charge.

[Table amended by Am. 4]

14. [Revoked]

[Footnote 14 amended by Am. 1, 8 F.R. 9519, effective 7-15-43; Am. 2, 8 F.R. 11508, effective 8-24-43; Am. 3, 8 F.R. 12406, effective 8-24-43; revoked by Am. 4, 8 F.R. 16249, effective 12-6-43]

TABLE 2.—DIMENSION; NO. 1 GREEN S4S, A. L. S.

Regular loading	6' to 20'	6'	8'	9'	10'	12'	14'	16'	18'	20'	22' & 24'	Add for dry S4S	Deduct for rough
2x2"	\$34	\$26.50	\$32.50	\$36.00	\$34.50	\$34.50	\$34.50	\$37.00	\$37.00	\$37.00	\$40.50	\$3.50	\$1.50
2x3"	31	23.50	29.50	33.00	31.50	31.50	31.50	34.00	34.00	34.00	37.50	3.50	1.50
2x4"	31	23.50	31.00	31.50	30.50	31.00	31.00	32.00	32.00	32.00	34.50	3.50	1.50
2x6"	31	23.50	29.00	31.00	29.50	31.00	31.00	31.50	31.50	31.50	33.50	3.50	1.50
2x8"	30	22.50	23.50	29.50	28.50	30.00	30.00	30.00	30.00	30.00	32.00	3.50	1.50
2x10"	30	22.50	28.50	30.50	29.00	30.50	30.50	31.00	31.00	31.00	33.00	4.00	1.50
2x12"	30	22.50	28.50	30.50	29.50	30.50	30.50	31.00	31.00	31.00	33.00	5.50	1.50

[Table amended by Am. 4, 8 F.R. 16249, effective 12-6-43 and Am. 13, 10 F.R. 5099, effective 5-4-45]

#### Grades

1. Scaffold plank, paragraph 289, 9" and wider, add \$15 per M'BM to the select structural price.

[Footnote 1 amended by Am. 2, 8 F.R. 11508, effective 8-24-43; Am. 5, 9 F.R. 1016, effective 2-1-44; Am. 13, 10 F.R. 5099, effective 5-4-45 and Am. 19, effective 10-23-45]

2. Select merchantable add to the price of No. 1 same width and length—\$3.00.

3. Select structural, add to the No. 1 price of corresponding size, \$7 per M'BM.

[Footnote 3 amended by Am. 13]

4. No. 2 green all widths and lengths 24' and shorter deduct \$2.00 per M from the No. 1 green of the same width and length.

5. No. 3 green 2x2" to 2x8", 24' and shorter deduct \$8.00 per M from the No. 1 green of the same width and length.

6. No. 3 green 2x10" and 2x12", 24' and shorter deduct \$9.00 per M from the No. 1 green of the same width and length.

7. No. 2 dry all widths and lengths 24' and shorter deduct \$4.00 per M from the No. 1 dry of the same width and length.

8. No. 3 dry 2x2" to 2x8", 24' and shorter deduct \$10.00 per M from the No. 1 dry of the same width and length.

9. No. 3 dry 2x10" and 2x12", 24' and shorter deduct \$11.00 per M from the No. 1 price of the same width and length.

10. No. 1 permitting up to 15% of No. 2 deduct \$0.50 per M from the No. 1 price of the same width and length.

11. No. 4 (all species covered by this regulation) rough or surfaced, dry or green, 2" x AW, AL, \$16.00—Use green weights.

[Footnote 11 amended by Am. 4, 8 F.R. 16249, effective 12-6-43 and Am. 19, effective 10-23-45]

12. Paragraph 215, add \$2.00 per M to the No. 1 price of the same size.

13. Paragraph 216, add \$1.00 per M to the No. 2 price of the same size.

[Footnotes 12 and 13 amended by Am. 5, 9 F.R. 1016, effective 2-1-44]

13a. Barge framing (paragraph 284) same price as select structural. Barge planking and decking (paragraph 285) add \$10.00 per M'BM to the price of select structural in the same size.

#### Lengths

14. Omitting length in R/L loading: omitting 6', or 6' and 8', or 6' and 8' and 10', add to the R/L price of same size and grade \$0.50 per M'BM. Omitting 12' and shorter use specified length price.

[Footnotes 13a added and 14 amended by Am. 2, 8 F.R. 11508, effective 8-24-43]

15. Odd or fractional lengths not listed add \$1.00 to and compute footage on next longer even length.

[Footnote 15 amended by Am. 4, 8 F.R. 16249, effective 12-6-43]

16. For specified even lengths longer than 24' add \$2.00 per M'BM to the 24' price of the same size and grade for each two feet longer than 24'.

[Footnote 16 amended and footnote 16c added by Am. 19, effective 10-23-45]

16a. Where an average length is specified in any random length order, the price shall be the specified length price of the length specified as an average and no addition may be made under footnote 14.

[Footnote 16a added by Am. 4]

16b. Accumulated 4' and/or 5' No. 2 and higher grades sold separately or in R/L shipments, deduct \$10 from 6/20' price of corresponding size and grade; for No. 3 charge same price as No. 4.

[Footnote 16b added by Am. 13]

16c. When a random length shipment includes lengths over 20' and no average has been specified, if the inclusion of lengths longer than 20' is at shipper's option, the 6/20' price shall apply to all lengths; however, if buyer's order definitely requires the inclusion of such lengths, price as follows:

For 22' and 24' add \$2.00 to the 6/20' price, for these lengths only.

For 26' and 28' add \$4.00 to the 6/20' price, for these lengths only.

For 30' and 32' add \$6.00 to the 6/20' price, for these lengths only.

#### Widths

17. Wider than 12" add \$1.00 for each 2" wider than 12" for the same size and grade.

18. Odd or fractional widths add \$1.00 to and compute footage on next wider even width except 2x3".

#### Thicknesses

19. Fractional thicknesses over 2" and under 3", price from the table for plank and small timbers by adding \$3.00 per M to the 3" price of the same length, width and grade. Compute footage on actual rough measure.

#### Working charges

20. Surfaced 1/4" off or to American Lumber Industrial Standards add \$1.00 per M to the same length, width and grade.

[Footnote 20 amended by Am. 4, 8 F.R. 16219, effective 12-6-43]

21. Ripping or resawing, not diagonal or tapered: for 2x4" add \$2.00 per M; 2x6" and wider add \$1.00 per M. Diagonal or tapered resawing add \$5.00 per M. In either instance, the product of the strip to be shipped.



22. Center matched, flooring, outgauged and other patterns. The following working charges contemplate first adding grade differentials and then the specified working charge:	Green		Dry	
	S&S and CM or S/L	Flooring, outgauged or other patterns	S&S and CM or S/L	Flooring, outgauged or other patterns
2" thickness, no droppings allowed	\$1.00	\$2.00	\$1.75	\$2.50

[Table amended by Am. 4]

23. For S1S, S1E, S2S, S2E, S1S1E, S2S1E, or S1S2E, A. L. S. add \$1.00 per M<sup>2</sup>EM. Addition limited to orders specifying one grade only.

[Footnote 23 amended by Am. 2, 8 F.R. 11508, effective 8-24-43]

#### Miscellaneous

24. [Revoked]

[Footnote 24 revoked by Am. 4]

TABLE 3—PLANK AND SMALL TIMBERS

Green, rough or S4S A. L. S.	No. 1				Select merchantable				Select structural			
Regular loading 8/20'	5' to 20'	22' to 24'	25' to 32'	34' to 40'	5' to 20'	22' to 24'	25' to 32'	34' to 40'	5' to 20'	22' to 24'	25' to 32'	34' to 40'
3 x 3'	\$31.00	\$33.50	\$35.50	\$41.25	\$35.00	\$37.50	\$39.50	\$44.00	\$39.00	\$42.50	\$45.50	\$50.50
3 x 4'	29.50	32.00	34.00	39.50	33.50	36.00	38.00	42.50	38.50	42.00	45.00	49.50
3 x 6' & 3 x 8'	23.00	30.00	31.50	34.50	22.00	24.50	25.50	28.50	27.00	29.50	30.50	33.50
3 x 10' & 3 x 12'	27.50	29.00	31.00	33.50	26.50	28.00	29.00	31.50	25.50	27.00	28.00	30.50
4 x 4'	29.00	31.00	33.00	35.50	28.00	30.00	32.00	34.50	27.00	29.00	31.00	33.50
4 x 6' & 4 x 8'	28.00	30.00	31.50	34.50	27.00	29.00	30.00	33.00	26.00	28.00	29.00	32.00
4 x 10' & 4 x 12'	27.50	29.50	31.00	34.00	26.50	28.50	29.50	32.50	25.50	27.50	28.50	31.50

[Table amended by Am. 4 and Am. 13, 10 F.R. 5099, effective 5-4-45]

#### Condition

1. Dry add \$10.00 per M to the same size, length and grade.

#### Grade differentials

2. No. 2 (No. 1 Mining)—deduct \$4.00 per M from the No. 1 price of the same width, thickness and length.

3. No. 3 (Mining)—deduct \$7.00 per M from the No. 1 price of the same width, thickness and length.

4. No. 1 permitting up to 15% of No. 2—deduct \$0.50 per M from the No. 1 price of the same width, thickness and length.

4a. No. 4 (all species covered by this regulation) rough or surfaced, dry or green, AW, AL, \$15.00, use green weights.

[Footnote 4a added by Am. 2, 8 F.R. 11508, effective 8-24-43 and amended by Am. 4, 8 F.R. 16249, effective 12-6-43]

#### Lengths

5. Omitting short lengths in R/L loading, 20' and shorter, add to the R/L price of the same size and grade (Applies to all grades):

8' and/or 10'----- \$0.50  
12' and shorter----- 1.00  
14' and shorter—Specified length price of lengths shipped.

Omitting lengths longer than 20' within a R/L group, add to the R/L group price (Applies to No. 1 and lower grades):

Omitting 1 length----- \$0.50  
Omitting 2 lengths----- 1.00  
Omitting 3 lengths—Specified length price of lengths shipped.

Omitting lengths longer than 20', in paragraph 215, Select Merch, and higher grades, within a R/L group, add to the R/L group price: for omitting one to two lengths in one group add \$1.00 per M to the R/L group price; for omitting any three or more lengths in one group use specified length price of the lengths shipped.

[Footnote 5 amended by Am. 2, 8 F.R. 11508 effective 8-24-43]

5a. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 5 may be made only within the bracket from which lengths have been omitted.

[Footnote 5a added by Am. 4, 8 F.R. 16249, effective 12-6-43]

6. Odd or fractional lengths add \$1.00 per M to and compute footage on the next longer even length.

7. Lengths longer than 40' specified or included in a random length specification add the amount listed for the lengths specified to the 40' specified length price:

41'	\$2.00	71'	\$62.00
42'	4.00	72'	64.00
43'	6.00	73'	66.00
44'	8.00	74'	68.00
45'	10.00	75'	70.00
46'	12.00	76'	72.00
47'	14.00	77'	74.00
48'	16.00	78'	76.00
49'	18.00	79'	78.00
50'	20.00	80'	80.00
51'	22.00	81'	82.00
52'	24.00	82'	84.00
53'	26.00	83'	86.00
54'	28.00	84'	88.00
55'	30.00	85'	90.00
56'	32.00	86'	92.00
57'	34.00	87'	94.00
58'	36.00	88'	96.00
59'	38.00	89'	98.00
60'	40.00	90'	100.00
61'	42.00	91'	102.00
62'	44.00	92'	104.00
63'	46.00	93'	106.00
64'	48.00	94'	108.00
65'	50.00	95'	110.00
66'	52.00	96'	112.00
67'	54.00	97'	114.00
68'	56.00	98'	116.00
69'	58.00	99'	118.00
70'	60.00	100'	120.00

Lengths over 100', add \$3.00 per lineal foot for each additional foot over 100' to the 100' price.

[Footnote 7 amended by Am. 4]

8. Specified lengths up to 40': In select merchantable, select structural and paragraphs 215 and 219, add \$2.00 per M. Other grades add \$1.00 per M, to the length group price in which the specified length falls.

8a. Where an average length is named in a random length specification covering one or more price brackets which include no lengths over 40', the maximum price shall

be the specified length price of the average length specified.

If the specification includes lengths over 40', the price shall be the same as if no average length was required.

No addition may be made under footnote 5 in either case.

If the average specified is an odd length, the price of the next higher even length shall apply.

[Footnote 8a added by Am. 4, 8 F.R. 16249, effective 12-6-43]

8b. Accumulated 4', 5', and/or 6' No. 1 and higher grades, sold separately or in R/L shipments, deduct \$10 from 8/20' price of corresponding grade; for No. 2 and No. 3 charge same price as No. 4.

[Footnote 8b added by Am. 13]

#### Widths

9. Odd or fractional widths not listed add \$3.00 per M to the next larger even width. Compute footage on actual rough measure.

10. Widths wider than listed, add \$1.00 per M for each additional 2" to the widest listed width.

#### Thickness

11. Fractional thicknesses between 3" and 4" add \$3.00 per M to the price of 4" of the same width, length and grade and compute footage on actual rough measure. For fractional and add thicknesses over 4" and under 6" add \$3.00 per M to the price of 6" in the same width, length and grade (Table 4) and compute footage on actual rough measure.

#### Working charges

12. Surfacing  $\frac{1}{4}$ " off add \$1.00 per M to the same grade, size and length.

13. Shipplap, T&G, grooved for splines: 3" add \$3.00; 4" add \$4.00 per M to the surfaced price.

14. Outgauged add \$2.50 per M to the surfaced price.

15. Diagonal or tapered resawing add \$5.00 per M.

16. Surfacing lengths longer than 40' add \$0.25 per lineal foot for each additional foot over 40'.

17. Surfacing wider than 12" add \$2.00 per M to the 12" price of the same size and grade.

18. For surfacing to A. L. S. SIS, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, add \$1.00 per M' to price of corresponding size and grade. This addition is limited to orders specifying one grade only.

[Footnote 18 amended by Am. 4]

#### Miscellaneous

19. Windmill stock (paragraph 172) use select structural price plus additions for FOHC.

20. Barge framing (paragraph 284) same price as select structural. Barge planking and decking (paragraph 285) add \$10.00 per M to the select structural price of the same size.

21. Scaffold plank, paragraph 289, 9" and wider, add \$10 per M'BM to the select structural price.

[Footnote 21 amended by Am. 5; Am. 13, 10 F.R. 5099, effective 5-4-45 and Am. 19, effective 10-23-45]

22. Paragraphs 215 and 219, add \$2.00 per M to No. 1 price.

23. Paragraph 216, add \$1.00 per M to the price of No. 2 of the same size.

[Footnote 22 amended by Am. 5, 9 F.R. 1016, effective 2-1-44; footnote 23 amended by Am. 2, 8 F.R. 11508, effective 8-24-43 and Am. 5]

TABLE 4—TIMBERS

Rough green regular loading R/L	No. 1			Select merchantable			Select structural		
	8' to 20'	22' to 30'	32' to 40'	8' to 20'	22' to 30'	32' to 40'	8' to 20'	22' to 30'	32' to 40'
6 x 6' & 6 x 8'	\$28.50	\$31.00	\$32.00	\$32.50	\$35.00	\$38.50	\$36.50	\$39.00	\$42.50
6 x 10' & 6 x 12'	27.50	28.50	29.00	29.50	30.50	31.00	33.50	34.50	35.50
8 x 8'	27.50	28.50	30.50	31.50	33.50	37.00	36.50	39.00	42.00
8 x 10' & 8 x 12'	27.50	28.50	29.00	29.50	30.50	31.00	33.50	34.50	35.50
10 x 10' & 10 x 12'	26.50	28.50	27.50	28.50	30.50	31.00	33.50	35.50	36.50
12 x 12'	26.50	28.50	27.50	28.50	30.50	31.00	33.50	35.50	36.50
6 x 14' & 8 x 14'	27.00	29.00	28.00	30.00	33.00	32.50	35.00	38.00	39.00
6 x 10' & 8 x 16'	28.75	30.75	29.75	31.75	34.75	34.25	36.75	39.75	42.00
6 x 18' & 8 x 18'	31.00	33.00	32.00	34.00	37.00	36.50	39.00	42.00	42.00
10 x 14' & 12 x 16'	26.50	28.50	27.50	28.50	30.50	31.00	33.50	35.50	36.50
10 x 18'	28.50	30.50	29.50	31.50	34.50	34.00	36.50	39.50	41.75
10 x 18'	30.75	32.75	31.75	33.75	36.75	36.25	38.75	41.75	41.75
12 x 14' & 14 x 14'	27.00	29.00	28.00	30.00	33.00	32.50	35.00	38.00	38.00
12 x 16' & 16 x 16'	28.50	28.50	27.50	29.50	32.50	32.00	34.50	37.50	37.50
18 x 18'	30.50	30.50	31.50	31.50	34.50	35.50	36.50	39.50	40.50
20 x 20'	32.50	32.50	33.50	33.50	36.50	37.50	38.50	41.50	42.50
22 x 22'	32.50	34.50	35.50	35.50	38.50	39.50	40.50	43.50	44.50
24 x 24'	34.50	36.50	37.50	37.50	40.50	41.50	42.50	45.50	46.50
28 x 28'	38.50	40.50	41.50	41.50	44.50	45.50	46.50	49.50	50.50
28 x 28'	42.50	44.50	45.50	45.50	48.50	49.50	50.50	53.50	54.50
30 x 30'	46.50	48.50	49.50	49.50	52.50	53.50	54.50	57.50	58.50
32 x 32'	50.50	52.50	53.50	53.50	56.50	57.50	58.50	61.50	62.50

[Table amended by Am. 4 and Am. 13, 10 F.R. 5099, effective 5-4-45]

#### Grade differentials

1. No. 1 permitting up to 15% No. 2, deduct \$0.50 per M from the No. 1 price of the same width and length.

2. No. 2 (No. 1 Mining) in 6 x 6, 6 x 8 and 8 x 8 deduct \$4.00 per M from the No. 1 price of the same thickness, width and length. For other sizes deduct \$5.00 per M from the No. 1 price of the same thickness, width and length.

3. No. 3 (Mining) in 6 x 6, 6 x 8 and 8 x 8 deduct \$7.00 per M from the No. 1 price of the same thickness, width and length. For other sizes deduct \$10.00 per M from the No. 1 price of the same thickness, width and length.

3a. No. 4 (all species covered by this regulation) 6" x 6" and larger, AL, rough or dressed, dry or green—\$15.00. Use green weights.

[Footnote 3a added by Am. 4]

#### Lengths

4. Omitting short lengths in R/L loading 20' and shorter, add to R/L price of the same size and grade: (Applies to all grades.)

8' and/or 10'-----\$0.50  
12' and shorter-----1.00  
14' and shorter—Specified length price  
of lengths shipped.

Omitting lengths longer than 20' within a R/L group add to the R/L group price: (Applies to No. 1 and lower grades.)

Omitting 1 length-----\$0.50  
Omitting 2 lengths-----1.00  
Omitting 3 lengths—Specified length  
price of lengths shipped.

Omitting lengths longer than 20' in paragraph 219, select Merch. and higher grades within a R/L group add to the R/L group price: for omitting one or two lengths in one group add \$1.00 per M to the R/L group price; for omitting any three or more lengths in one group use specified length price of the lengths shipped.

[Footnote 4 amended by Am. 2]

5. Odd or fractional lengths add \$1.00 per M to and compute footage on the next longer even length.

5a. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 4 may be made only within the bracket from which lengths have been omitted but such additions to the 8/20' brackets may not result in a price higher than the bracket price for 22/30'.

[Footnote 5a added by Am. 4, 8 F.R. 16249, effective 12-6-43]

6. Lengths longer than 40', specified or included in a random length specification, add the amount listed for the lengths specified to the 40' specified length price.

41'	\$2.00	71'	\$62.00
42'	4.00	72'	64.00
43'	6.00	73'	66.00
44'	8.00	74'	68.00
45'	10.00	75'	70.00
46'	12.00	76'	72.00
47'	14.00	77'	74.00
48'	16.00	78'	76.00
49'	18.00	79'	78.00
50'	20.00	80'	80.00
51'	22.00	81'	83.00
52'	24.00	82'	86.00
53'	26.00	83'	89.00
54'	28.00	84'	92.00
55'	30.00	85'	95.00
56'	32.00	86'	98.00
57'	34.00	87'	101.00
58'	36.00	88'	104.00
59'	38.00	89'	107.00
60'	40.00	90'	110.00
61'	42.00	91'	113.00
62'	44.00	92'	116.00
63'	46.00	93'	119.00
64'	48.00	94'	122.00
65'	50.00	95'	125.00
66'	52.00	96'	128.00
67'	54.00	97'	131.00
68'	56.00	98'	134.00
69'	58.00	99'	137.00
70'	60.00	100'	140.00

Lengths over 100', add \$3.00 per lineal foot for each additional foot over 100' to the 100' price.

7. Specified lengths up to 40': select merchantable and select structural and paragraph 219, add \$2.00 per M; other grades add \$1.00 per M to the length group in which the specified length falls.

7a. Where an average length is named in a random length specification covering one or more price brackets which include no lengths over 40', the maximum price shall be the specified length price of the average length specified.

If the specification includes lengths over 40', the price shall be the same as if no average length was required.

No addition may be made under footnote 4 in either case.

If the average specified is an odd length, the price of the next higher even length shall apply.

[Footnotes 6 and 7 amended, 7a added by Am. 4]

7b. Accumulated 4', 5' and/or 6' No. 1 and higher grades, sold separately or in R/L shipments, deduct \$10 per M'BM from price of 8/20' of corresponding grade; for No. 2 and No. 3 charge same price as No. 4.

[Footnote 7b added by Am. 13]

#### Widths

8. Odd or fractional widths add \$1.50 per M to the next larger even width. Compute on actual rough measure.

[Footnote 8 amended by Am. 4]

9. Widths wider than listed: up to and including 24" add \$1.00 per M for each additional 2" to widest listed width of the same grade, thickness and length; wider than 24", for each additional 2" over 24" add \$2.00 per M to the 24" price of the same grade, thickness and length.

#### Thickness

10. Odd or fractional thicknesses not listed add \$1.50 per M to the next larger listed even thickness. Compute footage on actual rough measure.

11. Thicker than listed: thicker than 32" add \$2.00 per M for each additional 2" to 32" price of the same grade, width and length.

#### Working charges

12. Surfacing SIS, S2S, S3S, S4S, A. L. S. 6 x 6" to 16 x 16" add \$2.00 per M; if thicker than 16" or wider than 20" add \$5.00 per M.

[Footnote 12 amended by Am. 2]

13. Surfacing 1/4" off add \$1.00 per M to the price of the same surfaced A. L. S. grade, width and length.

14. Surfacing lengths longer than 40' add \$0.25 per M per lineal foot for each additional foot over 40'.

#### Miscellaneous

15. Barge framing (paragraph 284) same price as select structural. Barge planking and decking, paragraph 285, add \$7.50 per M to the price of select structural.

16. Material graded according to paragraph 210 or 218 when sap limitation is waived deduct \$1.00 per M.

17. Paragraph 219, add \$2.00 per M, to No. 1 of the same size.

[Footnote 17 amended by Am. 5, 9 F.R. 1016, effective 2-1-44]

18. Cross ties and switch ties priced under Maximum Price Regulation No. 556.

[Footnote 18 amended by Am. 19, effective 10-23-45]

## CLEAR GRADES

TABLE 5—FLOORING

R/L Dry	B & Better	"C"	"D"	"E"
1x3" & 1x4" V. G.	\$30.00	\$35.00	\$45.00	
1x3" & 1x4" F. G.	45.00	43.00	33.00	\$23.00
1x6" V. G.	67.00	60.00	47.00	
1x6" & 1x8" F. G.	50.00	48.00	42.00	27.00
5/4x3" V. G.	62.00	57.00	45.00	
5/4x3" F. G.	49.00	45.00	37.00	
5/4x4" V. G.	62.00	57.00	45.00	
5/4x4" F. G.	47.00	45.00	37.00	
5/8x4" F. G.	37.00	35.00	28.00	20.00
5/8x6" F. G.	45.00	43.00	31.00	20.00

<sup>1</sup> See grade definition under sec. 25, General Notes.

[Table 5 amended by Am. 5, 9 F.R. 1016, effective 2-1-44]

## Lengths

1. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

2. Omitting short lengths in R/L loading, add to R/L price of the same size and grade:

5' and shorter	\$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00

3. Specified lengths add to R/L price of the same size and grade:

12' and shorter—No addition except \$2.00 per M for 1x4"—12' and 5/4x4"—12' in B & Better and "C" V.G. or F.G.

14'	\$3.00
16', 18' and/or 20'	5.00

3a. Short lengths in excess of the percentage permitted in R/L loading, when specified, or when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' B & Better and "C"	\$25.00
1½' to 3½' "D"	20.00
4' and 5' B & Better and "C"	15.00
4' and 5' "D"	10.00
6' and 7' B & Better and "C"	0.00
6' and 7' "D"	5.00

## Working charges

4. For square edge B & Better and "C" worked to the same overall size as standard flooring, add \$2.00 per M to the T&G price of the same size and grade. To include up to 20% "C"; deduct \$3.00 per M from B & Better price of the same size. Weight 200 lbs. more than flooring of the same size.

## Miscellaneous

5. For clear all heart V. G., add \$5.00 to the B & Better price.

6. ¾" flooring: deduct \$5.00 per M from the same size and grade of standard flooring.

7. For green deduct \$5.00.

[Footnotes 3a and 7 added by Am. 5, 9 F.R. 1016, effective 2-1-44]

TABLE 7—BEVEL SIDING

R/L Dry	B & Better		"C"		"D"	
	V. G.	F. G.	V. G.	F. G.	V. G.	F. G.
½x4"	\$23.00	\$23.00	\$23.00	\$23.00	\$23.00	\$23.00
½x6"	31.00	30.00	23.00	23.00	23.00	23.00
½x8"	40.00	39.00	33.00	37.00	35.00	34.00
½x8"	55.00	54.00	41.00	40.00	47.00	42.00
½x10"	61.00	60.00	47.00	45.00	53.00	52.00

## Lengths

1. Random lengths, regular bundling in accordance with paragraph 540, Standard Grading and Dressing Rules No. 12.

## Working charges

2. Rabbetted bevel siding: add \$1.50 per M to standard pattern price of the same width and thickness.

TABLE 6—DROP SIDING AND ROUTE

Drop siding, all patterns; rustic siding; shiplap; R/L dry	B & Better	"C"	"D"	"E"
1x4"	\$44.00	\$42.00	\$37.00	\$30.00
5/8x6"	45.00	43.00	33.00	20.00
1x6"	50.00	48.00	40.00	25.00
1x8"	53.00	50.00	43.00	28.00

<sup>1</sup> See grade definitions under sec. 25, General Notes.

## Grain

1. For V. G. add \$10.00 per M to the same size and grade and length.

## Lengths

2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

3. Omitting short lengths in R/L loading, add to R/L price of the same size and grade:

5' and shorter	\$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00

4. Specified lengths add to R/L price of the same size and grade:

12' and shorter	No addition
14'	\$3.00
16', 18', and/or 20'	5.00

4a. Short lengths in excess of percentage permitted in R/L loading, when specified, or when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' B and Better and "C"	\$25.00
1½' to 3½' "D"	20.00
4' and 5' B and Better and "C"	15.00
4' and 5' "D"	8.00
6' and 7' B and Better and "C"	5.00
6' and 7' "D"	5.00

## Condition

5. For green deduct \$5.00.

[Footnotes 4a and 5 added by Am. 5, 9 F.R. 1016, effective 2-1-44]

## Grain

1. No addition for grain specification.

## Lengths

2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

3. Omitting short lengths in R/L loading add to R/L price of the same size and grade:

5' and shorter	\$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00

4. Specified lengths add to R/L price of the same size and grade:

12' and shorter	No addition
14'	\$3.00
16', 18' and/or 20'	5.00

4a. Short lengths in excess of the percentage permitted in R/L loading, when specified, or when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' B and Better and "C"	\$15.00
1½' to 3½' "D"	12.00
4' and 5' B and Better and "C"	15.00
4' and 5' "D"	5.00
6' and 7' B and Better and "C"	5.00
6' and 7' "D"	5.00

[Footnote 4a added by Am. 5, 9 F.R. 1016, effective 2-1-44]

TABLE 8—SHIPPING

V. G., R/L S&S and mixed—dry	B and Better	"C"	"D"
½x16"	\$77.00	\$35.00	\$33.00
½x12"	82.00	73.00	53.00
½x10"	81.00	72.00	57.00
½x12"	84.00	75.00	60.00

[Table 8 amended by Am. 19, effective 10-23-45]

## Lengths

1. Random lengths regular loading is as follows:

B and Better and "C" grades:  
30 percent—3' to 9'  
70 percent—10' to 20'

<sup>1</sup>Inclusion of 18' and/or 20' lengths is optional.

2. Omitting short lengths in R/L loading add to R/L price of the same size and grade:

5' and shorter	\$2.00
7' and shorter	3.00
9' and shorter	4.00
10' and shorter	5.00
12' and shorter	6.00

3. Specified lengths add to R/L price of the same size and grade:

14'	\$4.00
16', 18' and/or 20'	7.00

TABLE 9—CASING AND BASE

R/L, all patterns, dry	B and Better V. G.	B and Better F. G.	"C" V. G.	"C" F. G.	"D" V. G.	"D" F. G.
1x3"	\$74	\$64	\$50	\$50	\$55	\$47
1x4"	70	63	45	43	50	44
1x5"	73	65	52	49	57	47
1x6"	73	62	45	47	53	45
1x8"	74	62	45	47	54	45
1x10"	80	66	53	49	63	47
1x12"	85	68	55	51	63	49

[Table 10 amended by Am. 9, 9 F.R. 9729, effective 8-14-44 and Am. 10, 9 F.R. 11112, effective 8-3-44]

## Lengths

1. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

R/L—all patterns—dry	B & Better	"C"	"D"	"E"
½x4"	\$37.00	\$35.00	\$33.00	
½x4"	37.00	35.00	33.00	\$20.00
½x6"	45.00	43.00	33.00	20.00
1x4"	45.00	43.00	33.00	20.00
1x6"	50.00	48.00	40.00	25.00

<sup>1</sup> See grade definition under sec. 25, General Notes.

2. Omitting short lengths in R/L add to R/L price of same size and grade:

5' and shorter.....	\$0.50
7' and shorter.....	1.00
9' and shorter.....	2.00
10' and shorter.....	3.00
12' and shorter.....	4.00

3. Specified lengths add to R/L price of the same size and grade:

12' and shorter—No addition except \$5.00 per M addition to R/L price on 7' and 10' of the same size and grade in casing only.

14'.....	\$5.00
16', 18' and/or 20'.....	5.00

4. Specified odd and fractional lengths not listed—add \$3.00 per M to price of and compute footage on next longer listed length.

TABLE 11—FINISH AND CLEARS

Regular loading R/L S2S, S4S, A. L. S. or rough—dry	B & Better V.G.	B & Better F.G.	"C" V.G.	"C" F.G.	"D" M.G.	"D" V.G.
1 x 2"	\$68.00	\$56.00	\$55.00	\$54.00	\$43.00	\$50.00
1 x 3"	69.00	59.00	56.00	57.00	44.00	51.00
1 x 4"	65.00	53.00	52.00	50.00	41.00	47.00
1 x 6"	73.00	61.00	70.00	57.00	44.00	55.00
1 x 8"	69.00	57.00	65.00	54.00	43.00	50.00
1 x 10"	75.00	63.00	72.00	58.00	44.00	57.00
1 x 12"	83.00	70.00	80.00	64.00	48.00	65.00
1/2" and 3/4" x 2"	71.50	62.00	68.50	57.00	46.00	53.50
1/2" and 3/4" x 3"	73.00	64.50	70.00	61.00	48.00	55.00
1/2" and 3/4" x 4"	69.00	59.50	66.00	55.50	46.50	51.00
1/2" and 3/4" x 5"	79.00	67.00	76.00	62.00	49.00	61.00
1/2" and 3/4" x 6"	75.00	62.50	72.00	58.00	47.00	57.00
1/2" and 3/4" x 8"	78.00	63.00	75.00	61.00	50.00	60.00
1/2" and 3/4" x 10"	82.00	69.50	79.00	63.00	51.00	64.00
1/2" and 3/4" x 12"	87.00	77.00	84.00	70.00	54.00	69.00
2 x 2"	68.00	57.00	65.00	51.50	40.50	50.00
2 x 3"	69.50	59.00	66.50	53.00	40.00	51.50
2 x 4"	65.00	53.00	62.00	49.50	40.50	47.00
2 x 6"	74.00	62.00	71.00	56.50	43.50	56.00
2 x 8"	70.00	57.00	67.00	54.00	43.00	52.00
2 x 10"	71.00	59.00	68.00	55.50	44.50	53.00
2 x 12"	76.00	63.00	73.00	58.00	46.00	58.00
2 x 12"	84.00	71.50	81.00	65.00	49.00	66.00

## Condition

1. For green deduct \$10.00 per M from the dry price of the same size and grade.

## Lengths

2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

3. Omitting short lengths 20' and shorter add to R/L price of the same size and grade:

5' and shorter.....	\$0.50
7' and shorter.....	1.00
9' and shorter.....	2.00
10' and shorter.....	3.00
12' and shorter.....	4.00
14' and shorter.....	Specified length price.

4. Random length groups longer than 20' add to 4' to 20' R/L price:

22' to 30'.....	\$10.00
33' to 40'.....	20.00
42' and longer.....	40.00

Omitting lengths longer than 20' within a R/L group add to R/L group price:

Omitting 1 length.....	\$1.00
Omitting 2 lengths.....	2.00
Omitting 3 lengths.....	Specified length price of lengths shipped.

5. Specified lengths add to R/L 4/20' price of the same size and grade:

8', 10' and 12'.....	\$2.00
14'.....	3.00
16', 18' and/or 20'.....	5.00
22' and 24'.....	10.00
26', 28', 30', and 32'.....	15.00
34', 36', 38', and 40'.....	25.00

Longer than 40' add \$2.50 per M for each foot or fraction thereof to specified 40' lengths.

5a. For random lengths where a specified average of not over 20' nor under 14' is required, the price shall be the 4/20' R/L price plus the specified length addition applicable to the length specified as an average. If the average required is longer than 20' the price shall be the 4/20' R/L price plus 75% of the specified length addition applicable to the length specified as an average. No addition

## Widths

5. Fractional and odd widths not listed—same as next wider listed width, compute footage on next wider listed width.

6. Wider than 12": V. G. add \$5.00 per M to 12" price for each additional 1"; F. G. add \$2.50 per M to 12" price for each additional 1".

## Thickness

7. 3/8" casing and base, same price as inch.

## Working charges

8. Sanding: add \$10.00 per M.  
9. For all patterns in quantities less than 2 M' add set-up charge of \$3.00.

[Footnote 9 amended by Am. 2]

1"; F. G. add \$2.50 per M to 12" price for each additional 1". Odd or fractional widths wider than 12" same price as next wider even width. Compute footage on next wider even width.

## Thickness

9. If over 2" and under 3" add \$5.00 per M to the price of 3" in table 12 and compute footage on actual rough measurement.

[Footnotes 5 and 9 amended; footnote 6a added by Am. 5, 9 F.R. 1016, effective 2-1-44]

9a. 1/16", 1/8" or 3/16" surfaced or full thickness rough, \$7.00 less than 1" price of corresponding grade and width; 3/8" or 1/2", \$5.00 less than 1" price of corresponding grade and width.

9b. Surfacing to 3/4", when required by buyer, S2S or S4S price same as S4S, A. L. S.; S1S or hit and miss deduct \$5.00 from price of S4S, A. L. S.

[Footnotes 9a and 9b added by Am. 9]

## Working charges

10. D&M, any working, 1" and 5/8" wider than 6", and 3/4" and 1/2" all widths: add \$2.00 per M'.

1" and 3/4", 6" and narrower: price as flooring from table 5 or, on unusual specifications, apply for price approval under sec. 12. [Footnote 10 amended by Am. 4, 8 F.R. 16240, effective 12-6-43 and Am. 5, 9 F.R. 1016, effective 2-1-44]

11. Sanding add \$10.00 per M.

12. Rabbetted jams, sills, nosing, or other special patterns not covered in other price tables add \$5.00 per M; for orders less than 2 M' of these patterns add an additional \$3.00 set-up charge.

13. Surfacing longer than 40' add \$0.25 per lineal foot for each lineal foot over 40'.

## Miscellaneous

14. Ship plank (paragraph 287) same price as B & Better.

15. Tank stock (paragraphs 293, 294, and 294.1) add \$8.00 per M to the B & Better price.

16. Pipe stove stock (paragraph 292) add \$2.00 per M to the B & Better price.

17. Door stock, B & Better (i. e., graded poorer side) add \$4.00 per M to B & Better price of the same size.

18. Sap limit waived deduct \$2.00 per M.

19. Panel stock (paragraph 259(a)) add \$5.00 per M to B & Better price of the same size.

20. Scaffold plank, paragraph 288, 9" and wider, add \$14 per M'BM to "C" price for same size and grain. For paragraph 289 see tables 1, 2, and 3.

[Footnote 20 amended by Am. 13, 10 F.R. 5099, effective 5-4-45 and Am. 19, effective 10-23-45]

21. Pole stock (paragraph 296) add \$20.00 per M to B & Better.

[Footnote 11 deleted, footnotes 12 through 22 renumbered 11 through 21 and new footnote 13 amended by Am. 5, 9 F.R. 1016, effective 2-1-44]

TABLE 12—THICK CLEARS  
B & Better Rough Green, Paragraph 125

	F. G. 6/20'	V. G. 6/20'	F. G. 22/30'	V. G. 22/30'	F. G. 32/40'	V. G. 32/40'
3 x 3"	\$50.00	\$64.00	\$66.00	\$73.00	\$74.00	\$84.00
3 x 4"	57.00	67.00	64.00	71.00	72.00	82.00
3 x 6" & 8"	60.00	67.00	67.00	70.00	76.00	87.00
3 x 10" & 12"	63.00	72.00	70.00	81.00	78.00	92.00
4 x 4"	57.00	62.00	64.00	71.00	72.00	84.00
4 x 6"	57.00	64.00	64.00	73.00	72.00	84.00
4 x 8"	58.00	65.00	65.00	74.00	73.00	85.00
4 x 10" & 12"	63.00	72.00	70.00	81.00	78.00	92.00
5 x 5"	62.00	68.00	69.00	78.00	79.00	91.00
5 x 6" & 8"	63.00	70.00	70.00	79.00	80.00	92.00
5 x 10" & 12"	64.00	73.00	71.00	82.00	81.00	95.00
6 x 6"	60.00	67.00	67.00	70.00	77.00	89.00
6 x 8"	61.00	68.00	68.00	77.00	78.00	90.00
6 x 10" & 12"	62.00	71.00	69.00	80.00	79.00	93.00
8 x 8"	62.00	69.00	69.00	78.00	79.00	91.00
8 x 10"	63.00	72.00	70.00	81.00	80.00	94.00
8 x 12"	64.00	73.00	71.00	82.00	81.00	95.00
10 x 10" & 12"	66.00	75.00	73.00	84.00	83.00	97.00
12 x 12"	68.00	77.00	75.00	86.00	85.00	99.00

**Condition**

1. For dry add to the green price for the same size, grain and grades: 3" and 4" thicknesses: 6/20'—\$10.00; 22/30'—\$15.00; 32/40'—\$20.00; 5" and 6" thicknesses: 6/20'—\$15.00; 22/30'—\$20.00; 32/40'—\$25.00; 8" and thicker: 6/20'—\$20.00; 22/30'—\$25.00; 32/40'—\$30.00.

[Footnote 1 amended by Am. 2]

**Grade differentials**

2. "C" grade deduct \$5.00 per M from B & Better price of the same size.

2a. "D" grade deduct \$17.00 per M from price of B and Better of corresponding size.

[Footnote 2a added by Am. 9, 9 F.R. 9720, effective 8-14-44]

3. Turning squares add \$5.00 per M to B & Better price of the same size.

**Lengths**

4. Omitting short lengths in R/L 20' and shorter add to R/L price of the same size and grade:

7' and shorter..... \$0.50  
9' and shorter..... 1.00  
10' and shorter..... 1.50  
12' and shorter..... 2.00  
14' and shorter..... Specified length price.

Omitting lengths longer than 20' within a R/L group add to R/L group price:

Omitting 1 length..... \$1.00  
Omitting 2 lengths..... 2.00  
Omitting 3 lengths..... Specified length price of lengths shipped.

[Footnote 4 amended by Am. 2 and Am. 5, 9 F.R. 1016, effective 2-1-44]

5. Specified lengths add to the R/L price of the same size and grade: 6/20'—\$3.00; 22/30'—\$5.00; 32/40'—\$7.50.

6. Lengths longer than 40'—add \$5.00 per M for each 2' or fraction thereof to the 40' specified length price. Compute footage on actual length.

7. Specified fractional and odd lengths not listed—add \$3.00 per M to price of and compute footage on next longer listed length.

7a. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 4 may be made only within the bracket from which lengths have been omitted.

7b. For random lengths in any specified range with an average length 14' or longer required, the price shall be the appropriate bracket price (the bracket in which the average falls) plus 75% of the specified length addition for the length specified as an average. No addition is permissible under footnote 4.

If an average less than 14' is specified or when a definite average is not specified on order at time of placement, the lengths shipped must be priced at the bracket price in which they fall.

[Footnote 7b added by Am. 5; amended by Am. 9 and Am. 10, 9 F.R. 11112, effective 9-8-44]

**Widths**

8. Fractional and odd widths not listed, same price as next wider even width. Compute footage on next wider even width.

9. Wider than 12": for V. G. add \$10.00 per M to 12" price for each additional 2"; for F. G. add \$5.00 per M to 12" price for each additional 2".

**Thickness**

10. Fractional and odd thicknesses not listed, add \$5.00 per M to next thicker even size and compute footage on actual rough measure.

11. For even thicknesses heavier than 12" add \$5.00 per M for each 1" thicker than 12".

**Working charges**

12. Surfacing dry clears S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E or S4S to A. L. S., add \$3.00 per M to the rough dry price.

13. Surfacing green clears S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, or S4S to A. L. S., add \$2.00 per M to rough green prices.

14. For T&G, shiplap or outgauged, add \$5.00 per M to the rough price. These workings include surfacing.

[Footnote 7a added; 8, 12, 13 and 14 amended by Am. 5, 9 F.R. 1016, effective 2-1-44]

15. Surfacing lengths longer than 40' add \$0.25 per M per lineal foot for each additional foot over 40'.

**Miscellaneous**

16. Ship plank (paragraph 237) same price as B & Better.

17. Scaffold plank (paragraph 233) 8" and wider, add \$14 per M/BM to price of "C" clear of same size and grain.

[Footnote 17 amended by Am. 13, 10 F.R. 5039, effective 5-4-45 and Am. 19, effective 10-23-45]

18. Tank stock (paragraphs 233, 234 and 234.1) add \$8.00 per M to B & Better price for same size and grain specification.

19. Pipe stock (paragraph 232) add \$3.00 per M to B & Better price for same size and grain specification.

20. Cross arms (paragraph 237) same price as "C" clear.

21. Sap limit waived deduct \$2.00 per M.

22. Pole stock (paragraph 230) add \$25.00 per M to B & Better price.

23. [Revoked]

[Footnote 23 revoked by Am. 2]

**TABLE 13—LADDER STOCK****Paragraph 295—10/20' Rough Green**

4/4 x 3" and 4/4 x 3 1/4"..... \$95.00

**Condition**

1. Dry add to rough green price: Per M  
24' and shorter..... \$10.00  
Longer than 24'..... 15.00

**Lengths**

2. Specified lengths add to base price:  
10/24'..... 10.00  
26/32'..... 30.00  
34/40'..... 60.00  
Longer than 40'..... \$20.00 for each additional foot to 40' price

**Widths**

3. Widths wider than 3 1/4" add to base price:  
3 1/2" to 4"..... 5.00  
4 1/4" to 5"..... 10.00  
5 1/4" to 6"..... 20.00  
6 1/4" to 7"..... 30.00

**Thickness**

4. Add to the base price:  
1 1/4" and 1 1/2"..... 5.00  
1 3/4" and 1 3/8"..... 10.00  
2" and thicker..... 15.00

**Working Charges**

5. Surfacing to standard sizes or working to pattern add \$5.00 per M to the same size and length.

**Miscellaneous**

6. Hemlock and Noble fir (paragraph 470) add \$10.00 per M.

**INDUSTRIAL GRADES****TABLE 14—SHIP**

Green, rough	Select V. G.	No. 1 V. G.	No. 2 V. G.	No. 3 V. G.
4/4 to 8/4 x 4" and wider.....	\$45.00	\$25.00	\$23.00	\$13.00
10/4".....	50.00	42.00	39.00	23.00
12/4".....	55.00	43.00	39.00	25.00

  

KD, rough	Select V. G.	No. 1 V. G.	No. 2 V. G.	No. 3 V. G.
4/4 x 3" and wider.....	\$30.00	\$12.00	\$10.00	\$23.00
10/4" to 8/4".....	32.00	42.00	32.00	25.00
10/4".....	33.00	43.00	42.00	33.00
12/4".....	33.00	43.00	43.00	35.00

[Table added by Am. 5, 9 F.R. 1016, effective 2-1-44]

**Grain**

1. F. G. rough green, deduct from the price of V. G. rough green: 4/4" to 2" select, No. 1 and No. 2—\$7.00, No. 3—\$4.00; 10/4" and 12/4" select, No. 1 and No. 2—\$12.00, No. 3—\$9.00.

2. F. G. rough KD, deduct from the price of V. G. rough KD: 4/4" select, No. 1 and No. 2—\$7.00, No. 3—\$4.00; 1 3/8" to 3/4" select, No. 1 and No. 2—\$12.00, No. 3—\$9.50; 10/4" and 12/4" select, No. 1 and No. 2—\$12.00, No. 3—\$14.00.

[Footnotes 1 and 2 amended by Am. 5, 9 F.R. 1016, effective 2-1-44]

**Width and Thickness**

3. Invoiced upon nominal sizes shown in paragraphs 259 and 264.

**Working charges**

4. Surfacing add \$1.00 per M.

**TABLE 15—HEMLOCK BOX**

	No. 1	No. 2	No. 3	MMH run
4/4 and thicker B/W and R/L rough dry.....	\$27.00	\$23.00	\$12.00	\$23.00

**Condition**

1. Green: deduct 10% from rough dry price.

**Widths**

2. Specified widths add to R/W price:

Under 10"..... No addition.  
10" and 12"..... Add \$1.00 per M to R/W price.  
14" and wider..... Add \$2.00 per M to R/W price.

**Thickness**

3. Less than 4/4: Price of 4/4 but compute on net size.

**Working charges**

4. Surfaced: Add \$1.00 per M to rough price.



TABLE 16—CAR FRAMING, ETC.

[See note 6 under General notes on all railway and car material]

Selected Framing, Sills, Purlins, Slats, Running Boards, Etc., Pars. 221, 223, Rough Green

Thickness (Inches)	Width	Specified lengths, 20' & under		Specified lengths, over 20' to 24'		Specified lengths, over 24' to 32'		Specified lengths, over 32' to 40'		Specified lengths, over 40' to 44'	
		Even lengths	Odd & Fr/Lths.	Even Lengths	Odd & Fr/Lths.	Even Lengths	Odd & Fr/Lths.	Even lengths	Odd & Fr/Lths.	Even lengths	Odd & Fr/Lths.
1"	Even widths, 2' to 6'	\$38.00	\$41.00	\$42.00	\$44.00	\$48.00	\$50.00				
	Even widths, 8' to 12'	39.00	42.00	43.00	46.00	49.00	51.00				
	Odd & fr. widths, 2 1/4' to 5 1/4'	43.00	46.00	47.00	49.00	53.00	55.00				
	Odd & fr. widths, 6 1/4' to 13 1/4'	44.00	47.00	48.00	50.00	54.00	56.00				
1 1/4, 1 1/2"	Even widths, 2' to 6'	43.00	46.00	47.00	49.00	53.00	55.00				
	Even widths, 8' to 12'	44.00	47.00	48.00	50.00	54.00	56.00				
	Odd & fr. widths, 2 1/4' to 5 1/4'	48.00	51.00	52.00	54.00	58.00	60.00				
	Odd & fr. widths, 6 1/4' to 13 1/4'	49.00	52.00	53.00	56.00	59.00	61.00				
1 3/4"	Even widths, 2' to 6'	40.00	43.00	42.00	44.00	46.00	48.00				
	Even widths, 8' to 12'	41.00	44.00	43.00	45.00	47.00	49.00				
	Odd & fr. widths, 2 1/4' to 5 1/4'	45.00	48.00	47.00	49.00	51.00	53.00				
	Odd & fr. widths, 6 1/4' to 13 1/4'	46.00	49.00	48.00	50.00	52.00	54.00				
2"	Even widths, 2' to 6'	35.00	38.00	37.00	39.00	41.00	43.00	\$46.00	\$48.00	\$53.00	\$54.00
	Even widths, 8' to 12'	36.00	39.00	38.00	40.00	42.00	44.00	47.00	49.00	54.00	55.00
	Odd & fr. widths, 2 1/4' to 5 1/4'	40.00	43.00	42.00	44.00	46.00	48.00	51.00	53.00	58.00	59.00
	Odd & fr. widths, 6 1/4' to 13 1/4'	41.00	44.00	43.00	45.00	47.00	49.00	52.00	54.00	59.00	60.00
2 1/4, 2 1/2, 2 3/4"	Even widths, 4' to 6'	38.00	41.00	40.00	42.00	43.00	45.00	47.00	49.00	52.00	53.00
	Even widths, 8', 10', & 12'	39.00	42.00	41.00	43.00	44.00	46.00	48.00	50.00	53.00	54.00
	Odd & fr. widths, 2 1/4' to 5 1/4'	43.00	46.00	45.00	47.00	48.00	50.00	52.00	54.00	57.00	58.00
	Odd & fr. widths, 6 1/4' to 13 1/4'	44.00	47.00	46.00	48.00	49.00	51.00	53.00	55.00	58.00	59.00
3' & 4'	Even widths, 4' to 6'	37.00	40.00	39.00	41.00	41.00	43.00	44.00	46.00	49.00	50.00
	Even widths, 8', 10', & 12'	36.00	39.00	38.00	40.00	40.00	42.00	43.00	45.00	48.00	49.00
	Odd & fr. widths, 3 to 5 1/4'	42.00	45.00	44.00	46.00	46.00	48.00	49.00	51.00	54.00	55.00
	Odd & fr. widths, 6 1/4' to 13 1/4'	41.00	44.00	43.00	45.00	45.00	47.00	48.00	50.00	53.00	54.00
3 1/4, 3 1/2, 3 3/4"	Even widths, 4' to 6'	40.00	43.00	42.00	45.00	44.00	46.00	47.00	49.00	52.00	53.00
	Even widths, 8', 10', & 12'	39.00	42.00	41.00	44.00	43.00	45.00	46.00	48.00	51.00	52.00
	Odd & fr. widths, 3 1/4' to 5 1/4'	45.00	48.00	47.00	49.00	49.00	51.00	52.00	54.00	57.00	58.00
	Odd & fr. widths, 6 1/4' to 13 1/4'	44.00	47.00	46.00	48.00	48.00	50.00	51.00	53.00	56.00	57.00
4 1/4 to 5 1/4"	Even widths, 6'	38.00	41.00	40.00	42.00	42.00	44.00	45.00	47.00	50.00	51.00
	Even widths, 8', 10', & 12'	41.00	44.00	43.00	45.00	45.00	47.00	48.00	50.00	53.00	54.00
	Odd & fr. widths, 4 1/4' to 5 1/4'	41.00	44.00	43.00	45.00	45.00	47.00	48.00	50.00	53.00	54.00
	Odd & fr. widths, 6 1/4' to 13 1/4'	43.00	46.00	45.00	47.00	47.00	49.00	50.00	52.00	55.00	56.00
6, 8, 10 & 12"	Even widths, 6', 8', 10', & 12'	35.00	38.00	37.00	39.00	39.00	41.00	42.00	44.00	47.00	48.00
	Odd & fr. widths, 6 1/4' to 13 1/4'	38.00	41.00	40.00	42.00	42.00	44.00	45.00	47.00	50.00	51.00
6 1/4 to 8 1/4"	Even widths, 8, 10 & 12"	38.00	41.00	40.00	42.00	42.00	44.00	45.00	47.00	50.00	51.00
Odd & fr. thk	Odd & fr. widths, 6 1/4' to 13 1/4"	40.00	43.00	42.00	44.00	44.00	46.00	47.00	49.00	52.00	53.00

[Table amended by Am. 2 and Am. 4]

## Grain

1. V. G. add to the same size and grade: 4' and narrower—\$10.00; wider than 4'—\$15.00 per M.

## Condition

2. For dry add to the green price of the same size, grade and grain specifications: under 2"—\$5.00 per M; 2" to 3"—\$10.00 per M; over 3"—\$15.00 per M.

## Lengths

3. Lengths longer than listed, add \$2.00 per M for each extra 2' to the longest length price shown.

## Widths

4. Even widths wider than listed, add \$1.00 per inch or fraction thereof to the widest listed even width.

4a. Odd or fractional widths wider than listed add \$1.00 per inch or fraction thereof to the widest listed odd and fractional width.

[Footnotes 4 amended and 4a added by Am. 4]

## Working charges

5. Surfacing S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, or S4S, add \$2.00 per M.

[Footnote 5 as amended by Am. 2]

6. Other workings, add \$4.00 per M to rough price.

## Miscellaneous

7. Select structural (paragraph 222) add \$4.00 per M to the same size and grain specifications.

8. No. 1 (paragraph 224) deduct \$2.00 per M from the same size.

9. Sizes thicker than listed use 12" price. [Footnote 9 amended by Am. 2]

TABLE 17—CAR LINING, ROOFING, SIDING

B &amp; Better car lining and roofing—dry, flat grain (pars. 240 and 245)

	1x4" D & M 2 1/2x3 1/4" A. L. S.	1x6" D & M 2 1/2x5 1/2" A. L. S.
5'	\$45.00	\$50.00
6'	45.00	50.00
8'	55.00	55.00
9'	60.00	61.00
10'	57.00	58.00
12'	57.00	58.00
14'	57.00	58.00
16'	64.00	65.00
18' & 20'	69.00	70.00
22' & 24'	80.00	80.00
6/20' R/L	53.00	53.00
8/20' R/L	54.00	54.00
10/20' R/L	55.00	56.00

NOTE: B & Better car siding A. A. R. Standard patterns dry, flat grain (par. 237) add \$5.00 to price of car lining.

## Grain

1. V. G. add to flat grain price: 1 x 4"—\$10.00 per M; 1 x 6"—\$15.00 per M.

## Grade differentials

2. "C" lining, roofing, and siding (paragraphs 241, 246, and 238)—deduct \$2.00 per M from B and Better price of the same item.

3. "Selected" roofing and lining (grain tight) (paragraphs 247 and 242)—deduct \$8.00 from B & Better price.

## Condition

4. Green—deduct \$5.00 per M from dry price.

## Lengths

5. Specified odd or fractional lengths not listed add \$2.00 per M to price of and compute footage on basis of next longer even listed length.

## Widths

6. For 1 x 3"—add \$5.00 per M to the price of 1 x 4" in 9' and 10'; other lengths same as 1 x 4".

7. For 1 x 5"—add \$5.00 per M to the price of 1 x 6".

## Working charges

8. Blanked S1S, S2S, S3S, or S4S add \$2.00 per M to D & M price.

9. Patterns other than D & M, A. L. S. or A. A. R. Standards, add \$5.00 per M to the D & M price.

[Footnote 9 amended by Am. 5, effective 2-1-44]

## Miscellaneous

10. Rough deduct \$2.00 per M from D & M price.

11. Insulation (paragraph 243) deduct \$10.00 per M from B and Better price.

TABLE 18—SHEATHING, DECKING, END LINING

B and Better Horizontal Sheathing, Decking, and End Lining (Pars. 240 and 244), Dry, Flat Grain, T &amp; G or Shiplap.

2x4' (3 1/2" over all or less)		2x6' (5 1/2" over all or less)	
5'	\$57.00	5'	\$60.00
6'	62.00	6'	65.00
8'	61.00	8'	64.00
10'	69.00	10'	63.00
12'	69.00	12'	63.00
14'	67.00	14'	63.00
16'	67.00	16'	70.00
18' & 20'	72.00	18' & 20'	70.00
22' & 24'	82.00	22' & 24'	82.00
8/20' R/L	58.00	8/20' R/L	61.00

## Grain

1. 2 x 4 V. G. add \$10.00 per M to F. G. price; 2 x 6 V. G. add \$15.00 per M to F. G. price.

## Grade differentials

2. "C" grade, paragraphs 250 and 255, deduct \$5.00 per M from B and Better price.

**Condition**

3. Green deduct \$10.00 per M from dry price.

**Lengths**

4. Specified fractional or odd lengths not listed add \$2.50 per M to the price of and compute footage on next even listed length.

**Widths**

5. Add to 2 x 6" price: for 2 x 8", \$3.00 per M; for 2 x 10", \$7.50 per M.

**Thickness**

6. 1½" and 1½" thicknesses: dry, add \$5.00 per M to the dry price; green, deduct \$5.00 per M from the dry price.

7. 2¼", 2½" and 2¾" thicknesses, add \$5.00 per M to the 2" price.

**Working charges**

8. Blanked S1S, S2S, S3S, or S4S same price as T & G.

9. Patterns other than listed or wider than listed for 2 x 4" (but not exceeding 3¾") or 2 x 6" (but not exceeding 5¾"), add \$3.00 per M.

[Footnote 9 amended by Am. 19, effective 10-23-45]

**Miscellaneous**

10. Rough deduct \$2.00 per M from T & G price.

TABLE 19—SELECTED CAR DECKING AND END LING

Par. 231 rough green	8' 6"	9'	9' 6"	10'	10' 6"
1½ and 1½" x 6", 8" and 10"	\$44.00	\$42.00	\$43.00	\$41.00	\$40.00
2 x 6" 8" and 10"	37.00	35.00	36.00	34.00	33.00
2¼, 2½ and 2¾" x 6", 8" and 10"	39.00	37.00	38.00	36.00	35.00
3 x 6", 8" and 10"	38.00	36.00	37.00	35.00	34.00

**Grain**

1. V. G.: 4" and narrower add \$10.00 per M; wider than 4" add \$15.00 per M.

**Grade differentials**

2. No. 1 car decking, paragraph 232, deduct \$2.00 per M from price of selected.

**Condition**

3. Dry: less than 2" add \$5.00 per M; 2" and thicker add \$10.00 per M.

**Lengths**

4. Lengths longer than listed add \$1.00 to 10' price for each additional foot over 10'.

**Widths**

5. Odd or fractional widths add \$3.00 per M to next wider even width.

**Working charges**

6. Surfacing S1S, S2S, S2S1E, S1S2E, S4S, T & G, or shiplap to A. L. S. or A. A. R. Standards, add \$2.00 per M; surfacing thicker or wider than A. R. Standards, add \$3.00 per M to the rough price.

[Footnote 6 amended by Am. 5, 9 F.R. 1010, effective 2-1-44]

**General notes on all railway and car material**

1. For grades other than those contained in W. O. L. A. car materials rules, the maximum price shall be the price for the W. O. L. A. grade and specification to which the other grade and specification most closely conforms.

2. Western hemlock—price shall be \$1.00 per M less than Douglas fir price of same item.

3. "C & Better"—invoice "C" and "B & Better" at price shown for each grade.

4. Random lengths other than listed—invoice each length at specified length price and deduct \$3.00 per M.

5. Clear framing and running boards, par. 228, 227, 229, 230, 232, and 232—add \$5.00 to price of same item (same size, length, grain, seasoning and grade) shown in table 11 for "Finch and Clears" under 3", and table 12 for "Clears" for 3" and thicker.

6. The maximum prices shown in tables 16, 17, 18, and 19 and for grades priced in accordance with note 5 of "General notes on all railway and car material" apply only to direct-mill shipments (see section 3 (a)) to railroad car builders, railroad car and equipment repair shops and railroad companies except on specific individual approval of the Office of Price Administration, Washington 25, D. C.

[Footnote 6 added by Am. 4, 8 F.R. 16249, effective 12-6-43; amended by Am. 13, 10 F.R. 5039, effective 5-4-45; Am. 18, 10 F.R. 12744, effective 10-15-45 and Am. 19, effective 10-23-45]

**SHIP DECKING AND PONTON GRADES**

TABLE 20—SHIP DECKING (PARAGRAPH 286) AND MARGIN PIECES WHEN GRADED UNDER PARAGRAPH 256—ROUGH GREEN

	8/40' av. 12'	10/40' av. 14'	12/40' av. 16'	14/40' av. 18'	16/40' av. 20'	18/40' av. 22'	20/40' av. 24'	22/40' av. 26'	24/40' av. 28'	26/40' av. 30'	28/40' av. 32'	30/40' av. 34'	32/40' av. 36'	34/40' av. 38'	36/40' av. 40'
1 x 3"	\$75.00	\$80.00	\$85.00	\$90.00	\$95.00										
1 x 4"	75.00	80.00	85.00	90.00	95.00										
1 x 5"	82.00	87.00	92.00	97.00	102.00										
1 x 6"	80.00	85.00	90.00	95.00	100.00										
2 x 3"	75.00	80.00	85.00	90.00	95.00	\$100.00	\$105.00	\$110.00	\$115.00	\$120.00	\$125.00	\$130.00	\$135.00	\$140.00	\$145.00
2 x 4"	75.00	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	130.00	135.00	140.00	145.00
2 x 5"	82.00	87.00	92.00	97.00	102.00	107.00	112.00	117.00	122.00	127.00	132.00	137.00	142.00	147.00	152.00
2 x 6"	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	130.00	135.00	140.00	145.00	150.00
3 x 3"	82.00	87.00	92.00	97.00	102.00	107.00	112.00	117.00	122.00	127.00	132.00	137.00	142.00	147.00	152.00
3 x 4"	78.00	83.00	88.00	93.00	98.00	103.00	108.00	113.00	118.00	123.00	128.00	133.00	138.00	143.00	148.00
3 x 5"	82.00	87.00	92.00	97.00	102.00	107.00	112.00	117.00	122.00	127.00	132.00	137.00	142.00	147.00	152.00
3 x 6"	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	130.00	135.00	140.00	145.00	150.00
4 x 4"	75.00	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	130.00	135.00	140.00	145.00
4 x 5"	82.00	87.00	92.00	97.00	102.00	107.00	112.00	117.00	122.00	127.00	132.00	137.00	142.00	147.00	152.00
4 x 6"	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	130.00	135.00	140.00	145.00	150.00

[Table 20 headings amended by Am. 9, 9 F.R. 9720, effective 8-14-44]

**Grade Differential**

1. "C" grade ship decking (as now established by the West Coast Bureau of Grades and Inspection), deduct \$5.00 per M from paragraph 286 prices.

[Footnote 1 amended by Am. 5]

**Lengths**

2. For specified lengths 12' and over and including 34', add \$5 per M'BM to the corresponding average length price listed above. Specified lengths 36' to 40' shall be priced at the 34' specified length price.

[Footnote 2 amended by Am. 13, 10 F.R. 5099, effective 5-4-45]

	8/40'	10/40'	12/40'	14/40'	16/40'	18/40'	20/40'	22/40'	24/40'	26/40'	28/40'	30/40'	32/40'	34/40'	36/40'
For 14' av. add	\$4.00														
For 16' av. add	8.00	\$4.00													
For 18' av. add	12.00	8.00	\$4.00												
For 20' av. add	16.00	12.00	8.00	\$4.00											
For 22' av. add	20.00	16.00	12.00	8.00	\$4.00										
For 24' av. add	24.00	20.00	16.00	12.00	8.00	\$4.00									
For 26' av. add	28.00	24.00	20.00	16.00	12.00	8.00	\$4.00								
For 28' av. add	32.00	28.00	24.00	20.00	16.00	12.00	8.00	\$4.00							
For 30' av. add	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	\$4.00						
For 32' av. add	40.00	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	\$4.00					
For 34' av. add	44.00	40.00	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	\$4.00				
For 36' av. add	48.00	44.00	40.00	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	\$4.00			

3. Where maximum length of any specification is reduced to:

38' deduct.....	\$2.00
36' deduct.....	4.00
34' deduct.....	6.00
32' deduct.....	8.00
30' deduct.....	10.00
28' deduct.....	10.00
26' deduct.....	10.00
24' deduct.....	12.00
22' deduct.....	12.00
20' deduct.....	12.00

[Footnote 3 amended by Am. 13]

4. Specified fractional and odd lengths add \$.30 per M to the specified length price of and compute footage on next longer even length.

5. Lengths longer than 40' add \$.25 per M for each foot or fraction thereof to the 40' specified length price. Compute footage on actual length.

#### Widths

6. Fractional widths add \$.50 per M to next narrower listed width and compute footage on actual size.

7. Widths wider than listed: up to and including 10" add \$.50 per inch to the 6 inch price; wider than 10" add \$.75 per inch to the 6" price.

#### Thickness

8. Fractional thicknesses add \$.50 per M to the next less listed thickness and compute footage on actual size.

9. Even thicknesses thicker than listed add \$.50 per M to the thickest listed thickness of the same width and length.

#### Working charges

10. Surfacing S1S, S2S, S3S, S4S, green or dry add \$.30 per M to rough price.

11. Combined surfacing and outgauging, add \$.50 per M to rough price.

[Footnote 11 amended by Am. 5, 9 F.R. 1016, effective 2-1-44]

#### Condition

12. Dry decking: 2" thick and under add \$.15.00 per M; over 2" add \$.25.00 per M.

#### Miscellaneous

13. Waiving sap limitation, paragraph 280, deduct \$.30 per M from the same size and length.

14. The maximum prices shown in table 20 apply only to direct-mill shipments (see section 3 (a)) and only where final delivery is to shipyard operations, builders or repairers of ships, barges or other water transportation facilities, except on specific individual approval of the Lumber Branch.

[Footnote 14 added by Am. 9, 9 F.R. 9720, effective 8-14-44]

TABLE 21—PONTON LUMBER

U. S. Army specifications	Specification number	Net size per piece	Nominal size	Maximum price
<b>25-TON MODEL, 1940</b>				
Chess.....	T-1053	2½ x 11½"-15'	3 x 12½"-16'	\$80.00
Half chess.....	T-1053	2½ x 5½"-15'	3 x 6"-16'	70.00
Sill.....	T-1056	7½ x 9½"-15'6"	8½ x 10½"-16'	180.00
Pontoon balk.....	T-1057	5½ x 7½"-21'9"	6½ x 8½"-22'	175.00
Trestle balk.....	T-1057	5½ x 7½"-15'5½"	6½ x 8½"-16'	170.00
Transverse balk.....	T-1058	2 x 10"-14'11½"	2½ x 10½"-16'	90.00
Spacer blocks.....	T-1068	1½ x 2½"-10'	1½ x 2½"-1'	75.00
Spacer blocks.....	T-1068	1½ x 4"-10'	1½ x 4½"-1'	75.00
<b>10-TON MODEL, 1938</b>				
Trestle balk.....	T-1366	4 x 6"-15' 4½"	4½ x 6½"-16'	165.00
Chess.....	T-1367	2½ x 11½"-12'	2½ x 12½"-12'	80.00
Half chess.....	T-1367	2½ x 5½"-12'	2½ x 6"-12'	70.00
Sill.....	T-1365	5½ x 7½"-13'	6½ x 8½"-14'	170.00
Pontoon balk.....	T-1366	4 x 6"-21' 6"	4½ x 6½"-22'	160.00

Compute footage on nominal sizes.

#### MISCELLANEOUS ITEMS

TABLE 22—LATH

	1/2" Fence lath	No. 1	No. 2
4' Lath green or dry, for 1,000 pieces...	\$6.25	\$5.00	\$4.00

1. Fence lath may contain 20% No. 2; for 100% No. 1 add \$1.00.

TABLE 23—CORN CRIBBING AND WELL CURBING

R/L dry	G & better	"D"	No. 1 common
1 x 4".....	\$47.00	\$41.00	\$39.00
1 x 6".....	51.00	44.50	41.00
2 x 6".....	53.50	45.50	42.00

#### Lengths

1. Random lengths 6/20'.

2. Specified or random lengths 14' to 20' add \$.50 per M to R/L price.

TABLE 24—GUTTER

Paragraph 282 green R/L.....	8/40'	16/40'	20/40'
3x4", 3x6", 4x5", and 4x6"....	\$78.00	\$80.00	\$83.00

#### Lengths

1. Specified lengths 8/20' add \$.50 per M; 22/30' add \$.80 per M; 32/40' add \$1.00 per M.

TABLE 25—SILO STOCK

R/L dry (run to pattern)	B & Better par. 164	Select Mer. par. 165
2 x 6"-8/20'.....	\$63.00	\$53.00
22/30'.....	73.00	63.00
32/40'.....	83.00	73.00

#### Condition

1. Green deduct \$10.00 per M.

#### Lengths

2. Specified lengths—add to R/L price same size and grade:

8', 10' & 12'.....	\$2.00
14'.....	3.00
16', 18' & 20'.....	5.00
22' & 24'.....	10.00
26', 28', 30' & 32'.....	15.00
34', 36', 38' & 40'.....	25.00

TABLE 26—PICKETS

No. 1 Pickets—Paragraph 181—Dry per M Pieces

	3'	3'6"	4'	5'	6'
1 x 3" Gothic S4S.....	\$35.00	\$41.00	\$46.00	\$55.00	\$69.00

No. 2 pickets deduct \$10.00 per M pieces. Pointed one angle only deduct from Gothic price per M pieces—\$3.00.

Pointed two angles deduct from Gothic price per M pieces—\$2.00.

[Table heading amended by Am. 2]

SEC. 24. *Other West Coast lumber (Western hemlock and true fir).* The maximum prices for other West Coast lumber (Western hemlock and all species of true fir) per one thousand feet board measure where shipment originates at a mill shall be as follows:

["F. O. B. mill" deleted by Am. 19, effective 10-23-45]

(a) For boards and lath: same as Douglas fir prices.

(b) For all other items, unless specifically provided for: deduct \$1.00 per MBM from maximum price for corresponding item in Douglas fir (section 23).

[Paragraphs (a) and (b) amended by Am. 2]

SEC. 25. *General notes.* (Applies to entire Article V.)

1. Additions for special provisions permitted by this sec. 25 may be made only when the special provisions are not included in the desired grade and are specifically requested by the buyer. When additions are made for paragraphs 300, 301, 302, 303, and 305, the mill must furnish, with a copy retained in each seller's files, an official certificate of grade by the W. C. L. A., P. L. I. B., or any agency approved by the Portland Office of the Office of Price Administration. This certificate must be attached to the original invoice, except on truck orders involving more than one shipment where a certificate must be furnished either upon completion of the order, or at the end of every thirty-day period during

the time of shipment on such specific order. This rule applies regardless of quantity, except that an order for less than 10,000 board feet for truck shipment direct to the job may be covered by mill certificate only.

When the buyer specifies inspection by his own or any other agency (which agency must have been approved by the Portland office), the purchaser may pay the cost of inspection without adjustment of the seller's price provided the purchaser shows that he has customarily borne the cost of inspection since October 1, 1941.

[Note 1 amended by Am. 2 and Am. 5, 9 F.R. 1016, effective 2-1-44]

2. For hemlock, no addition may be made for paragraph 302, the grade of select structural, or any stress grade higher than 1450F.

[Footnote 2 amended by Am. 19, effective 10-23-45]

#### Grain

3. Addition for "grain" paragraphs may be made to grade paragraphs (W. C. L. A. Standard Grading and Dressing Rules No. 12 and Supplements No. 1 of September 15, 1943, and No. 2 of September 15, 1944), as follows:

Grade paragraphs	For par. 300	For par. 301	For par. 302
194, 195, 199, 200	xxx	\$2.00	xxx
221, 223, 224, 251, 252	\$1.00	2.00	\$5.00
210, 214, 215, 218, 219, 222, 289	xxx	xxx	4.00
284, 285	xxx	xxx	5.00
Hemlock: 494, 495, 498, 500, 502, 503	xxx	2.00	xxx

	No. 1	Sci. Merch.	Sci. Struct.
3 x 10 & 3 x 12"	\$3.00	\$3.00	\$3.00
3 x 14 & 3 x 16"	1.00	1.00	1.00
3 x 18"	2.00	2.00	2.00
4 x 10 & 4 x 12"	1.00	1.00	1.00
4 x 14 & 4 x 16"	2.00	2.00	2.00
4 x 18"	1.00	1.00	1.00
6 x 6 & 6 x 8"	2.00	2.00	2.00
6 x 10 & 6 x 12"	1.00	1.00	1.00
6 x 14"	3.00	2.00	2.00
6 x 16"	4.00	4.00	3.00
6 x 18"	6.00	6.00	4.00
8 x 8"	2.00	2.00	1.00
8 x 10 & 8 x 12"	4.00	3.00	2.00
8 x 14"	4.00	3.00	3.00
8 x 16"	6.00	5.00	4.00
8 x 18"	8.00	7.00	6.00
10 x 10 & 10 x 12"	7.00	6.00	5.00
10 x 14"	8.00	7.00	6.00
10 x 16"	10.00	8.00	7.00
10 x 18"	12.00	10.00	8.00
12 x 12"	10.00	8.00	7.00
12 x 14"	12.00	10.00	8.00
12 x 16"	14.00	12.00	10.00
14 x 14"	14.00	12.00	12.00

1. Timbers (FOHC) wider or thicker than listed add \$1.50 per M for each 2" wider or thicker than listed.

2. Odd size timbers (FOHC) not listed add half the difference between the nearest listed larger and smaller sizes to the charge for the smaller size.

[Footnote 2 amended by Am. 2]

3. For grades (FOHC): paragraphs 215, 219, and 224, same addition as for select merchantable; paragraphs 222, 223, 284, 285\* and 289, same addition as for select structural.

[Footnote 3 added by Am. 13, 10 F.R. 5099, effective 5-4-45]

#### XII. Working charges.\*

OUTGANGING			
	6 x 6" to 16 x 20"	Over 16 x 20" to 24 x 20"	Larger than 24 x 20"
40' and shorter	Add \$2.00	Add \$4.00	Add \$10.00
41 to 60'	Add 3.00	Add 5.00	Add 10.00
61 to 80'	Add 4.00	Add 6.00	Add 10.00
81' and longer	Add 6.00	Add 8.00	Add 10.00

\*Applies only to thicknesses over 4".

["Grain" amended by Am. 2, Am. 13, 10 F.R. 5099, effective 5-4-45 and Am. 19, effective 10-23-45]

#### Heartwood

(When specified in grades of No. 1 and better, 3" and thicker)

#### IV. [Revoked]

[Note IV revoked by Am. 13]

V. 85% heartwood, paragraph 303 (B and E)—add \$1.50 per M to price of same size, length and grade except addition to paragraphs 210 and 218—add \$1.00 per M only.

VI. 80% heartwood, paragraph 303 (C and F)—add \$2.50 per M to price of the same size, length and grade except addition to paragraphs 210 and 218 add \$3.00 per M only.

VII. 100% heartwood or free from sap—add \$4.00 per M to the price of the same size, length and grade.

[Sub-caption amended by Am. 2]

#### VIII. [Revoked]

[Note VIII and heading revoked by Am. 13]

#### Slope of grain

IX. No. 1 and higher grades of common when not provided for in grades specified, slope of grain not exceeding 1" in 10", add \$0.50 per M; for 1" in 12", add \$1.00 per M; for 1" in 15", add \$2.00 per M to the price of the same size, length and grade.

X. "D" and better grades: Slope of grain not exceeding 1" in 10", add \$1.00 per M; for 1" in 12", add \$2.00 per M; for 1" in 15", add \$4.00 per M to the price of the same size, length and grade.

XI. Add for side cut (FOHC)—The following charges are for all lengths:

	No. 1	Sci. Merch.	Sci. Struct.
3 x 10 & 3 x 12"	\$3.00	\$3.00	\$3.00
3 x 14 & 3 x 16"	1.00	1.00	1.00
3 x 18"	2.00	2.00	2.00
4 x 10 & 4 x 12"	1.00	1.00	1.00
4 x 14 & 4 x 16"	2.00	2.00	2.00
4 x 18"	1.00	1.00	1.00
6 x 6 & 6 x 8"	2.00	2.00	2.00
6 x 10 & 6 x 12"	1.00	1.00	1.00
6 x 14"	3.00	2.00	2.00
6 x 16"	4.00	4.00	3.00
6 x 18"	6.00	6.00	4.00
8 x 8"	2.00	2.00	1.00
8 x 10 & 8 x 12"	4.00	3.00	2.00
8 x 14"	4.00	3.00	3.00
8 x 16"	6.00	5.00	4.00
8 x 18"	8.00	7.00	6.00
10 x 10 & 10 x 12"	7.00	6.00	5.00
10 x 14"	8.00	7.00	6.00
10 x 16"	10.00	8.00	7.00
10 x 18"	12.00	10.00	8.00
12 x 12"	10.00	8.00	7.00
12 x 14"	12.00	10.00	8.00
12 x 16"	14.00	12.00	10.00
14 x 14"	14.00	12.00	12.00

#### T & G—GROOVING OR SAW SIZING

	6 x 6" to 16 x 20"	Over 16 x 20" to 24 x 20"	Larger than 24 x 20"
40' and shorter	Add \$3.00	Add \$5.00	Add \$10.00
41 to 60'	Add 4.00	Add 6.00	Add 10.00
61 to 80'	Add 6.00	Add 7.00	Add 10.00
81' and longer	Add 7.00	Add 8.00	Add 10.00

#### DIAGONAL AND/OR TAPER RETRACING

	6 x 6" to 16 x 20"	Over 16 x 20" to 24 x 20"	Over 24 x 20"
40' and shorter	Add \$3.00	Add \$10.00	Add \$15.00
41 to 60'	Add 6.00	Add 11.00	Add 15.00
61 to 80'	Add 7.00	Add 12.00	Add 15.00
81' and longer	Add 10.00	Add 15.00	Add 15.00

\*The foregoing working charges are to be added to the surface price for same size, length and grade.

#### XIII. Fir log cabin siding.

1. All grades 1 and 2"—add \$5.00 per M to the price of same grade, size and seasoning.

2. All grades 3"—add \$6.00 per M to the price of same grade, size and seasoning.

3. Machine droppings up to 15% to be included at \$5.00 per M less.

4. For less than 1 M board measure—add set-up charge of \$5.00.

XIV. All prices are based on one thousand feet board measure, except for lath and pickets which are based on one thousand pieces. The board measure of dressed lumber is based upon the corresponding dimensions of rough green lumber. No lumber is sold on less than one inch count unless otherwise specifically stated.

#### XV. [Revoked]

[Note XV revoked by Am. 4, 8 F.R. 16249, effective 12-6-43]

XVI. No charge may be made for "hit or miss" dressing. Where charge is established in any table for surfacing 1/4" off or for Industrial Standard sizes, such charge is the maximum addition that may be made to the A. L. S. surfaced price for any surfacing thicker or wider than A. L. S. sizes. If a table does not provide a charge for surfacing 1/4" off or to Industrial Standard sizes, an addition of \$2.00 per MEM may be made for surfacing thicker or wider than A. L. S., only if the table charge for surfacing is specifically for American Lumber Standard sizes. This addition may not be made for hit and miss surfacing, or when machine is set for both width and thickness to full nominal rough size shown in W. C. L. A. Grading and Dressing Rules No. 12.

[Note XVI amended by Am. 4; Am. 9, 9 F.R. 6729, effective 8-14-44; Am. 10, 9 F.R. 11112, effective 9-8-44; Am. 13, 10 F.R. 5099, effective 5-4-45 and Am. 19, effective 10-23-45]

#### XVII. Grade definitions.

1. "E" grade. This grade covers the "droppings" from "D" which would otherwise be wasted, and covers flooring, ceiling, drop-siding, rustic, chip-lap, and finish.

The grade will admit the following defects which will not seriously impair the lumber for the use intended with a trim waste not to exceed 25%.

Splits, checks and shake..... Not serious.  
Tongue and groove..... Scant.  
Slips..... 2 & M.  
Stain..... White spots.  
Rot..... Small spots.

Worm holes

Pitch pockets..... Large.

Knot holes, wane and other defects that do not prevent use as cheap flooring, sheathing, finish, etc., in 4' lengths and longer.

2. No. 4. This grade covers the down-fall from 1" and thicker No. 3 which would otherwise be wasted. It may be either rough or surfaced. The defects which include splits, checks, shake, slips, rot, stain, worm holes, pitch pockets, knot holes, wane or other defects which in combination will not impair the lumber for the purpose intended.

3. Shims. Shims are boards that are too thin to be surfaced to standard sizes. They may be of such thicknesses as will surface to 1/2", 3/4", 1", 1 1/4", 1 1/2", 1 3/4", 2", 2 1/4", 2 1/2", 2 3/4", 3", 3 1/4", 3 1/2", 3 3/4", 4", 4 1/4", 4 1/2", 4 3/4", 5", 5 1/4", 5 1/2", 5 3/4", 6", 6 1/4", 6 1/2", 6 3/4", 7", 7 1/4", 7 1/2", 7 3/4", 8", 8 1/4", 8 1/2", 8 3/4", 9", 9 1/4", 9 1/2", 9 3/4", 10", 10 1/4", 10 1/2", 10 3/4", 11", 11 1/4", 11 1/2", 11 3/4", 12", 12 1/4", 12 1/2", 12 3/4", 13", 13 1/4", 13 1/2", 13 3/4", 14", 14 1/4", 14 1/2", 14 3/4", 15", 15 1/4", 15 1/2", 15 3/4", 16", 16 1/4", 16 1/2", 16 3/4", 17", 17 1/4", 17 1/2", 17 3/4", 18", 18 1/4", 18 1/2", 18 3/4", 19", 19 1/4", 19 1/2", 19 3/4", 20", 20 1/4", 20 1/2", 20 3/4", 21", 21 1/4", 21 1/2", 21 3/4", 22", 22 1/4", 22 1/2", 22 3/4", 23", 23 1/4", 23 1/2", 23 3/4", 24", 24 1/4", 24 1/2", 24 3/4", 25", 25 1/4", 25 1/2", 25 3/4", 26", 26 1/4", 26 1/2", 26 3/4", 27", 27 1/4", 27 1/2", 27 3/4", 28", 28 1/4", 28 1/2", 28 3/4", 29", 29 1/4", 29 1/2", 29 3/4", 30", 30 1/4", 30 1/2", 30 3/4", 31", 31 1/4", 31 1/2", 31 3/4", 32", 32 1/4", 32 1/2", 32 3/4", 33", 33 1/4", 33 1/2", 33 3/4", 34", 34 1/4", 34 1/2", 34 3/4", 35", 35 1/4", 35 1/2", 35 3/4", 36", 36 1/4", 36 1/2", 36 3/4", 37", 37 1/4", 37 1/2", 37 3/4", 38", 38 1/4", 38 1/2", 38 3/4", 39", 39 1/4", 39 1/2", 39 3/4", 40", 40 1/4", 40 1/2", 40 3/4", 41", 41 1/4", 41 1/2", 41 3/4", 42", 42 1/4", 42 1/2", 42 3/4", 43", 43 1/4", 43 1/2", 43 3/4", 44", 44 1/4", 44 1/2", 44 3/4", 45", 45 1/4", 45 1/2", 45 3/4", 46", 46 1/4", 46 1/2", 46 3/4", 47", 47 1/4", 47 1/2", 47 3/4", 48", 48 1/4", 48 1/2", 48 3/4", 49", 49 1/4", 49 1/2", 49 3/4", 50", 50 1/4", 50 1/2", 50 3/4", 51", 51 1/4", 51 1/2", 51 3/4", 52", 52 1/4", 52 1/2", 52 3/4", 53", 53 1/4", 53 1/2", 53 3/4", 54", 54 1/4", 54 1/2", 54 3/4", 55", 55 1/4", 55 1/2", 55 3/4", 56", 56 1/4", 56 1/2", 56 3/4", 57", 57 1/4", 57 1/2", 57 3/4", 58", 58 1/4", 58 1/2", 58 3/4", 59", 59 1/4", 59 1/2", 59 3/4", 60", 60 1/4", 60 1/2", 60 3/4", 61", 61 1/4", 61 1/2", 61 3/4", 62", 62 1/4", 62 1/2", 62 3/4", 63", 63 1/4", 63 1/2", 63 3/4", 64", 64 1/4", 64 1/2", 64 3/4", 65", 65 1/4", 65 1/2", 65 3/4", 66", 66 1/4", 66 1/2", 66 3/4", 67", 67 1/4", 67 1/2", 67 3/4", 68", 68 1/4", 68 1/2", 68 3/4", 69", 69 1/4", 69 1/2", 69 3/4", 70", 70 1/4", 70 1/2", 70 3/4", 71", 71 1/4", 71 1/2", 71 3/4", 72", 72 1/4", 72 1/2", 72 3/4", 73", 73 1/4", 73 1/2", 73 3/4", 74", 74 1/4", 74 1/2", 74 3/4", 75", 75 1/4", 75 1/2", 75 3/4", 76", 76 1/4", 76 1/2", 76 3/4", 77", 77 1/4", 77 1/2", 77 3/4", 78", 78 1/4", 78 1/2", 78 3/4", 79", 79 1/4", 79 1/2", 79 3/4", 80", 80 1/4", 80 1/2", 80 3/4", 81", 81 1/4", 81 1/2", 81 3/4", 82", 82 1/4", 82 1/2", 82 3/4", 83", 83 1/4", 83 1/2", 83 3/4", 84", 84 1/4", 84 1/2", 84 3/4", 85", 85 1/4", 85 1/2", 85 3/4", 86", 86 1/4", 86 1/2", 86 3/4", 87", 87 1/4", 87 1/2", 87 3/4", 88", 88 1/4", 88 1/2", 88 3/4", 89", 89 1/4", 89 1/2", 89 3/4", 90", 90 1/4", 90 1/2", 90 3/4", 91", 91 1/4", 91 1/2", 91 3/4", 92", 92 1/4", 92 1/2", 92 3/4", 93", 93 1/4", 93 1/2", 93 3/4", 94", 94 1/4", 94 1/2", 94 3/4", 95", 95 1/4", 95 1/2", 95 3/4", 96", 96 1/4", 96 1/2", 96 3/4", 97", 97 1/4", 97 1/2", 97 3/4", 98", 98 1/4", 98 1/2", 98 3/4", 99", 99 1/4", 99 1/2", 99 3/4", 100", 100 1/4", 100 1/2", 100 3/4", 101", 101 1/4", 101 1/2", 101 3/4", 102", 102 1/4", 102 1/2", 102 3/4", 103", 103 1/4", 103 1/2", 103 3/4", 104", 104 1/4", 104 1/2", 104 3/4", 105", 105 1/4", 105 1/2", 105 3/4", 106", 106 1/4", 106 1/2", 106 3/4", 107", 107 1/4", 107 1/2", 107 3/4", 108", 108 1/4", 108 1/2", 108 3/4", 109", 109 1/4", 109 1/2", 109 3/4", 110", 110 1/4", 110 1/2", 110 3/4", 111", 111 1/4", 111 1/2", 111 3/4", 112", 112 1/4", 112 1/2", 112 3/4", 113", 113 1/4", 113 1/2", 113 3/4", 114", 114 1/4", 114 1/2", 114 3/4", 115", 115 1/4", 115 1/2", 115 3/4", 116", 116 1/4", 116 1/2", 116 3/4", 117", 117 1/4", 117 1/2", 117 3/4", 118", 118 1/4", 118 1/2", 118 3/4", 119", 119 1/4", 119 1/2", 119 3/4", 120", 120 1/4", 120 1/2", 120 3/4", 121", 121 1/4", 121 1/2", 121 3/4", 122", 122 1/4", 122 1/2", 122 3/4", 123", 123 1/4", 123 1/2", 123 3/4", 124", 124 1/4", 124 1/2", 124 3/4", 125", 125 1/4", 125 1/2", 125 3/4", 126", 126 1/4", 126 1/2", 126 3/4", 127", 127 1/4", 127 1/2", 127 3/4", 128", 128 1/4", 128 1/2", 128 3/4", 129", 129 1/4", 129 1/2", 129 3/4", 130", 130 1/4", 130 1/2", 130 3/4", 131", 131 1/4", 131 1/2", 131 3/4", 132", 132 1/4", 132 1/2", 132 3/4", 133", 133 1/4", 133 1/2", 133 3/4", 134", 134 1/4", 134 1/2", 134 3/4", 135", 135 1/4", 135 1/2", 135 3/4", 136", 136 1/4", 136 1/2", 136 3/4", 137", 137 1/4", 137 1/2", 137 3/4", 138", 138 1/4", 138 1/2", 138 3/4", 139", 139 1/4", 139 1/2", 139 3/4", 140", 140 1/4", 140 1/2", 140 3/4", 141", 141 1/4", 141 1/2", 141 3/4", 142", 142 1/4", 142 1/2", 142 3/4", 143", 143 1/4", 143 1/2", 143 3/4", 144", 144 1/4", 144 1/2", 144 3/4", 145", 145 1/4", 145 1/2", 145 3/4", 146", 146 1/4", 146 1/2", 146 3/4", 147", 147 1/4", 147 1/2", 147 3/4", 148", 148 1/4", 148 1/2", 148 3/4", 149", 149 1/4", 149 1/2", 149 3/4", 150", 150 1/4", 150 1/2", 150 3/4", 151", 151 1/4", 151 1/2", 151 3/4", 152", 152 1/4", 152 1/2", 152 3/4", 153", 153 1/4", 153 1/2", 153 3/4", 154", 154 1/4", 154 1/2", 154 3/4", 155", 155 1/4", 155 1/2", 155 3/4", 156", 156 1/4", 156 1/2", 156 3/4", 157", 157 1/4", 157 1/2", 157 3/4", 158", 158 1/4", 158 1/2", 158 3/4", 159", 159 1/4", 159 1/2", 159 3/4", 160", 160 1/4", 160 1/2", 160 3/4", 161", 161 1/4", 161 1/2", 161 3/4", 162", 162 1/4", 162 1/2", 162 3/4", 163", 163 1/4", 163 1/2", 163 3/4", 164", 164 1/4", 164 1/2", 164 3/4", 165", 165 1/4", 165 1/2", 165 3/4", 166", 166 1/4", 166 1/2", 166 3/4", 167", 167 1/4", 167 1/2", 167 3/4", 168", 168 1/4", 168 1/2", 168 3/4", 169", 169 1/4", 169 1/2", 169 3/4", 170", 170 1/4", 170 1

beyond grade marking and/or the simple identification of pieces or lots, add fifty cents per M feet to price of items on which stenciling is required. This charge may not be made for grade marking or for grade or lot identification even though a stencil is employed for such marking.

[Note XIX added by Am. 5; amended by Am. 9 and Am. 10]

XX. Where a footnote under one price table requires the use of a price from another table, then such other table from which the price is obtained shall govern in all respects, including applicable footnotes.

XXI. All rough lumber shall be of sufficient width and thickness to permit dressing S4S to American Lumber Standards.

[Notes XX and XXI added by Am. 5, 9 F.R. 1016, effective 2-1-44]

XXII. For any surfacing that does not remove the item surfaced from being classified as rough lumber, insofar as the table of estimated weights is concerned, no charge may be made for surfacing if rough weight is used. Alternatively, mill may charge for surfacing (where table permits) but in doing so, freight charges must be estimated on net surfaced size under "Shipping Weight Formula for Sizes not Listed."

[Note XXII added by Am. 9; amended by Am. 10 and Am. 19, effective 10-23-45]

XXIII (a). The maximum prices for the following grade paragraphs in any table in which these grades are priced apply only to direct-mill shipments (see section 3 (a)) and only where final delivery is to shipyard operations, builders, or repairers of ships, barges or other water transportation equipment: paragraph 284, barge framing; 285, barge planking and decking; 287, ship plank; 288 and 289, scaffold plank, except that maximum prices for paragraphs 288 and 289 may be charged on direct-mill shipments to railroad car builders, railroad car and equipment repair shops, railroad companies or other operators, builders or repairers of essential transportation or communication equipment or to producers and refiners of crude oil.

[Paragraph (a) amended by Am. 19, effective 10-23-45]

(b) The maximum prices in table 13 for ladder and other stock graded under paragraph 295 apply only to direct-mill shipments (see section 3 (a)) and only where final delivery is to manufacturers of ladders or ladder repair shops.

(c) The maximum prices in any table for paragraph 296 (pole stock), apply only to direct-mill shipments (see section 3 (a)) and only where final delivery is to manufacturers of agricultural implements.

(d) The maximum prices for paragraphs 292, 294 and 294.1 in any table in which these grades are priced apply only to direct-mill shipments (see section 3 (a)) and only where final delivery is to manufacturers of tanks or other containers historically requiring the use of tank or pipe stave grades.

(e) Exceptions to this note XXIII may, when warranted, be granted upon direct application by the prospective purchaser to the Lumber Branch, Office of Price Administration, Washington, D. C.

[Note XXIII added by Am. 13]

XXIV. (a) For open car loading when required by buyer and when material is of a type ordinarily loaded in box cars, a charge of \$7.50 per car may be made including the cost of stakes and all other material required

to firmly secure the load. Timber 6" thick, wider than 8", and all timbers thicker than 6" are not subject to this charge.

(b) When the conditions in paragraph (a) above are met and where in addition to open car loading the buyer requires packaging in sling-lots or otherwise whereby the load is divided into individual parcels for the purpose of facilitating mechanical unloading, an additional charge of \$6.50 per car may be made to cover the cost of all labor and material used in so packaging.

(c) No payment may be made by the buyer under this note when cars of lumber are routed through a custom mill.

[Note XXIV added by Am. 13 and amended by Am. 19, effective 10-23-45]

XXV. Where purchases are made in random widths and/or thicknesses, shipments may be invoiced at appropriate table prices for the individual widths and thicknesses actually shipped.

[Note XXV added by Am. 19, effective 10-23-45]

#### ARTICLE VI—PRICE TABLES FOR EXPORT— "N" LIST

Shipments of Douglas fir and other West Coast lumber originating at a mill, sold for export to or for a destination outside the Continental United States (except Canada and the territories and possessions of the United States, exclusive of the Philippine Islands) including sales or shipments in the course of being exported from the United States or any territory thereof to any foreign nation, may be graded in accordance with "N" Export Grading Rules adopted by the West Coast Lumbermen's Association and British Columbia Lumber and Shingle Manufacturers, Ltd., 1929, and sold at maximum prices to be determined as follows:

A. On sales to departments or agencies of the Government of the United States, apply to the Lumber Branch, Office of Price Administration, Washington, D. C.

B. On sales to all other qualified buyers:

1. Where delivery is made f. a. s. vessel at mill's customary loading point, use the prices in the following tables. [All transportation costs and other charges (if any) incident to placing lumber f. a. s. vessel at mill's customary deep-water loading point are for the account of the mill.]

2. Where delivery is made at a point other than mill's customary deep-water loading point (for inland mills this means nearest deep-water loading point), the maximum price is arrived at as follows: Deduct from the prices in the following tables \$2.50 per M'BM plus transportation cost to customary deep-water loading point; then add actual transportation costs necessary to place lumber f. o. b. car or f. o. b. barge or f. a. s. vessel at such non-customary loading point, and, if delivered f. a. s. vessel, an additional \$2.50 per M'BM.

[Above text amended by Am. 4, 8 F.R. 16249, effective 12-6-43; Am. 10, 9 F.R. 11112, effective 9-8-44; Am. 13, 10 F.R. 5099, effective 5-4-45 and Am. 19, effective 10-23-45]

TABLE 1

R/L, 8/24', Merchantable Douglas fir:	Rough green
1 x 3" -----	\$38.50
1 x 4" -----	34.50
1 x 5" -----	40.50
1 x 6" -----	34.50
1 x 7" -----	40.00
1 x 8" -----	34.50
1 x 9" -----	37.50
1 x 10" -----	33.50
1 x 11" -----	39.00
1 x 12" -----	35.50
1" and thicker x AW, R/L—Price as if all 1".	

[Heading amended by Am. 4]

#### Grades

1. Selected merchantable add \$3.00 per M to merchantable price of the same width and length.
2. Merchantable permitting up to 15% common deduct \$0.50 per M from the merchantable price of the same width and length.
3. Common deduct \$3.00 per M from the merchantable price of the same width and length.
4. No. 3 and better common deduct \$0.00 per M from the merchantable price of the same width and length.

#### Condition

5. Dry add to the same length, width and grade \$4.00 per M.

#### Lengths

6. Specified odd lengths: add \$3.00 per M to the price of the next longer even length and compute footage on actual length.
7. Specified fractional lengths: add \$5.00 per M to the price of the next longer even length and compute footage on actual length.
8. Random lengths 25/32' add \$4.00 per M to the price of R/L 8/24'.
9. Omitting lengths 16' and shorter in R/L shipments add \$0.50 per M for each even length omitted.
10. Specified lengths add to the R/L price of the same size and grade:
 

16' and shorter-----	\$2.00 per M
17' to 24'-----	4.00 per M
11. When average length specified in R/L specifications add:
 

13' and shorter-----	No addition
16' and shorter-----	\$1.00
18' and shorter-----	2.00
20' and shorter-----	4.00
12. If a percentage of odd lengths in excess of 10% is specified in R/L specifications add \$2.00 per M to the R/L price.

#### Widths

13. Random widths with a specified minimum average width, price at the specified average width required.
14. Random widths 8" and wider without average, use 12" width price. Random widths less than 8" and wider without average, use 8" width price.
15. Even widths wider than 12" add \$2.00 per M for each 2" wider than 12" to the 12" price of the same grade and length.
16. Odd or fractional widths not listed, add \$6.00 per M to the next less even width. Compute footage on actual size.
17. If a percentage of odd widths in excess of 10% is specified in R/W specifications add \$2.00 per M to the R/W price.



**Thickness**

18. Thickness less than 1", price on the same width and grade as 1" on a basis of surface measure.

19.  $\frac{3}{4}$ ,  $\frac{1}{2}$  and  $\frac{1}{4}$ " add \$5.00 per M to the 1" price of the same size and grade. Compute footage on actual measurement.

**Working Charges**

20. Surfacing deduct \$1.50 per M.

21. SIS & T&G or S2S & T&G and bundled if required, add \$3.00 per M.

22. Ripping or resawing add \$1.00 per M.

**Miscellaneous**

23. Hemlock or true fir same price as Douglas fir.

TABLE 2

R/L, Merchantable Douglas fir:	Rough green
2 x 2", 8/20'	\$38.00
2 x 3", 8/24'	36.00
2 x 4", 8/24'	36.00
2 x 5", 8/24'	42.00
2 x 6", 8/32'	36.00
2 x 7", 8/32'	40.50
2 x 8", 8/32'	35.00
2 x 9", 8/32'	39.00
2 x 10", 8/32'	35.00
2 x 11", 8/32'	38.50
2 x 12", 8/32'	35.00
2" and thicker x AW, 8/32'—Price as if all 2".	

**Grades**

1. Selected merchantable add \$3.00 per M to merchantable price of the same width and length.

2. Merchantable permitting up to 15% common deduct \$0.50 per M from the merchantable price of the same width and length.

3. Common deduct \$3.00 per M from the merchantable price of the same width and length.

4. No. 3 and better common deduct \$6.00 per M from the merchantable price of the same width and length.

5. Mining deduct \$7.00 per M from merchantable grade of the same width and length.

**Condition**

6. Dry add \$4.00 per M to the same width, length and grade.

**Lengths**

7. Specified odd lengths: add \$3.00 per M to the price of the next longer even length and compute footage on actual length.

8. Fractional lengths: add \$5.00 per M to the price of the next longer even length and compute footage on actual lengths.

9. Random lengths 33/40' add \$4.00 per M to random lengths 8/32'. Random lengths: 2 x 2"—21/32' add \$5.00 per M to R/L 8/20'; 2 x 3" to 2 x 5"—25/32' add \$2.00 per M to R/L 8/24'.

10. Omitting lengths 16' and shorter in R/L shipments add \$0.50 per M for each even length omitted.

11. Specified lengths, when ordered, add \$2.00 per M to the R/L price of the same size and length.

12. When average length specified in R/L specification add:

14' and shorter	No addition
15' and shorter	\$0.50
17' and shorter	1.00
19' and shorter	2.00
20' and shorter	3.00
22' and shorter	5.00
24' and shorter	7.00

13. If a percentage of odd lengths in excess of 10% is specified in R/L specifications add \$2.00 per M to the R/L price.

**Widths**

14. Random widths with a specified minimum average width, price at the specified average width required.

15. Random widths 8" and wider without average, use 8" width price. Random width less than 8" and wider without average, use 6" width price.

16. Even widths wider than 12" add to the price of the 12" of the same grade and length \$1.00 per M for each 2" wider than 12".

17. Odd or fractional widths not listed add \$6.00 per M to the next less even width. Compute footage on actual size.

18. If a percentage of odd widths in excess of 10% is specified in R/W specifications add \$2.00 per M to the R/W price.

**Thickness**

19. Odd or fractional thicknesses over 2" and under 3", price from table for plank and small timbers by adding \$3.00 per M to the 3" price of the same width, length and grade. Compute footage on actual rough measure.

**Working Charges**

20. Surfacing deduct \$1.50 per M.

21. SIS & T&G or S2S & T&G add \$3.00 per M.

22. Ripping or resawing, not diagonal or tapered; for 2 x 4" add \$2.00; 2 x 6" and wider add \$1.00 per M. Diagonal or tapered resawing add \$5.00 per M. In either instance the product of the strip to be shipped.

**Miscellaneous**

23. Hemlock and true fir deduct \$1.00 per M.

TABLE 3

R/L, 10/32', Merchantable Douglas fir:	Rough green
3 x 3"	\$40.50
3 x 4"	39.00
3 x 6"	37.50
3 x 8"	37.50
3 x 10"	37.00
3 x 12"	37.00
4 x 4"	38.50
4 x 6"	37.50
4 x 8"	37.50
4 x 10"	37.00
4 x 12"	37.00
6 x 6"	37.00
6 x 8"	37.00
8 x 8"	37.00
3", 4", 5", 6" or 8" thickness x AW, 10/32'—Price as if all 3 x 6".	

**Grades**

1. Selected merchantable add \$3.00 per M to merchantable price of same width and length.

2. Merchantable permitting up to 15% common deduct \$0.50 per M from the merchantable price of the same width and length.

3. Common deduct \$3.00 per M from the merchantable price of the same width and length.

4. No. 3 and better common deduct \$10.00 per M from the merchantable price of the same width and length.

5. Mining deduct \$7.00 per M from merchantable grade of the same width and length.

**Lengths**

6. 3 x 3" and 4" and 4 x 4" for lengths 33/40' add \$10.00 per M to 10/32' R/L price. 3 x 6" to 3 x 12" and 4 x 6" to 4 x 12" for lengths 33/40' add \$4.00 per M to 10/32' R/L price.

6 x 6" to 8 x 8" for lengths 33/40' add \$2.00 per M to 10/32' R/L price.

7. Lengths longer than 40' add the amount listed for the length specified to the 40' specified length price:

41'	\$2.00
42'	4.00
43'	6.00
44'	8.00
45'	10.00
46'	12.00
47'	14.00
48'	16.00
49'	18.00
50'	20.00
51'	22.00
52'	24.00
53'	26.00
54'	28.00
55'	30.00
56'	32.00
57'	34.00
58'	36.00
59'	38.00
60'	40.00
61'	42.00
62'	44.00
63'	46.00
64'	48.00
65'	50.00
66'	52.00
67'	54.00
68'	56.00
69'	58.00
70'	60.00
71'	62.00
72'	64.00
73'	66.00
74'	68.00
75'	70.00
76'	72.00
77'	74.00
78'	76.00
79'	78.00
80'	80.00
81'	83.00
82'	86.00
83'	89.00
84'	92.00
85'	95.00
86'	98.00
87'	101.00
88'	104.00
89'	107.00
90'	110.00
91'	113.00
92'	116.00
93'	119.00
94'	122.00
95'	125.00
96'	128.00
97'	131.00
98'	134.00
99'	137.00
100'	140.00

Lengths over 100', add \$3.00 per lin. foot for each additional foot over 100' to the 100' price.

8. Omitting lengths: in 3 x 3" to 4 x 12"—23' and shorter, add \$0.50 per M for each even length omitted; 6 x 6" to 8 x 8"—20' and shorter, add \$0.25 per M for each even length omitted.

9. Specified lengths when ordered add \$2.00 per M to the R/L price of the same size and grade.

10. When average length specified in R/L specifications add:

15' and shorter	No addition
17' and shorter	\$0.50
19' and shorter	1.00
21' and shorter	1.50
23' and shorter	2.00
25' and shorter	2.50
27' and shorter	3.00
29' and shorter	3.50
30' and shorter	4.00
32' and shorter	5.00

11. Specified fractional lengths: add \$5.00 per M to the price of the next longer even length. Compute footage on actual length.

12. Specified odd lengths: add \$3.00 per M to the price of the next longer even length. Compute footage on actual length.

13. If a percentage of odd lengths in excess of 10% is specified in R/L specifications add \$1.00 to the R/L price.

#### Widths

14. Even widths wider than 12" add to the price of 12" of the same grade and length \$1.00 per M for each 2" wider than 12".

15. Odd or fractional widths, add \$3.00 per M to the next larger even width. Compute footage on actual rough measure.

16. If a percentage of odd widths in excess of 10% is specified in R/W specifications add \$2.00 per M to the R/W price.

17. Random widths with a specified minimum average width, price at the specified average width required.

18. Random widths 8" and wider without average, use 12" width price. Random widths less than 8" and wider without average, use 8" width price.

#### Thickness

19. Odd or fractional thicknesses not covered add \$3.00 per M to the next larger even thickness. Compute footage on actual rough measure.

#### Working charges

20. Surfacing deduct \$1.50 per M.

21. Surfacing lengths longer than 40' add \$0.25 per M per lineal foot to surfaced price for each additional foot over 40'.

#### Miscellaneous

22. Hemlock and true fir deduct \$1.00 per M.

TABLE 4

R/L, 10/32', Merchantable Douglas fir: green	Rough
6 x 10"	\$36.00
6 x 12"	36.00
8 x 10"	36.00
8 x 12"	36.00
10 x 10"	36.00
10 x 12"	36.00
12 x 12"	36.00
6 x 14"	36.50
8 x 14"	36.50
6 x 16"	38.25
8 x 16"	38.25
6 x 18"	40.50
8 x 18"	40.50
10 x 14"	36.00
12 x 16"	36.00
10 x 16"	38.00
10 x 18"	40.25
12 x 14"	36.50
14 x 14"	36.50
14 x 16"	36.00
16 x 16"	36.00
18 x 18"	38.00
20 x 20"	40.00
22 x 22"	42.00
24 x 24"	44.00
26 x 26"	48.00
28 x 28"	52.00
30 x 30"	56.00
32 x 32"	60.00
10" or thicker x AW, 10/32'—Price as if all 10".	

#### Grades

1. Selected merchantable add \$3.00 per M to merchantable price of the same width and length.

2. Merchantable permitting up to 15% common deduct \$0.50 per M from the merchantable price of the same width and length.

3. Common deduct \$3.00 per M from the merchantable price of the same width and length.

4. No. 3 and Better common deduct \$10.00 per M from the merchantable price of the same width and length.

5. Mining deduct \$7.00 per M from merchantable grade of the same width and length.

#### Lengths

6. Lengths 33/40' add \$2.00 per M to the 10/32' R/L price of the same size and grade.

7. When average length specified in R/L specifications add:

20' and shorter	No addition.
24' and shorter	\$1.00
28' and shorter	2.00
33' and shorter	3.00

8. Lengths longer than 40' add the amount listed for the lengths specified to the 40' specified length price:

41'	\$2.00
42'	4.00
43'	6.00
44'	8.00
45'	10.00
46'	12.00
47'	14.00
48'	16.00
49'	18.00
50'	20.00
51'	22.00
52'	24.00
53'	26.00
54'	28.00
55'	30.00
56'	32.00
57'	34.00
58'	36.00
59'	38.00
60'	40.00
61'	42.00
62'	44.00
63'	46.00
64'	48.00
65'	50.00
66'	52.00
67'	54.00
68'	56.00
69'	58.00
70'	60.00
71'	62.00
72'	64.00
73'	66.00
74'	68.00
75'	70.00
76'	72.00
77'	74.00
78'	76.00
79'	78.00
80'	80.00
81'	83.00
82'	86.00
83'	89.00
84'	92.00
85'	95.00
86'	98.00
87'	101.00
88'	104.00
89'	107.00
90'	110.00
91'	113.00
92'	116.00
93'	119.00
94'	122.00
95'	125.00
96'	128.00
97'	131.00
98'	134.00
99'	137.00
100'	140.00

Lengths over 100', add \$3.00 per lin. foot for each additional foot over 100' to the 100' price.

9. Omitting lengths 20' and shorter add \$0.25 per M for each even length omitted.

10. Specified lengths, when ordered, add \$2.00 per M to the R/L price of the same size and grade.

11. Odd or fractional lengths add \$1.00 per M to and compute footage on the next longer even length.

#### Widths

12. Random widths with a specified minimum average width, price at the specified average width required.

13. Random widths 8" and wider without average, use 12" width price. Random widths less than 8" and wider without average, use 8" width price.

14. Odd or fractional widths add \$1.50 per M to the next larger even width. Compute footage on actual rough measure.

15. Widths wider than listed: up to and including 24" add \$1.00 per M for each additional 2" to widest listed width of the same grade, thickness and length; wider than 24" add \$2.00 per M for each additional 2" to 24" of same grade, thickness and length.

#### Thickness

16. Odd or fractional thickness add \$1.50 per M to the next larger even thickness. Compute footage on actual rough measure.

17. Thicker than listed, add \$4.00 per M for each additional 2" to 32" price of the same grade, width and length.

#### Working charges

18. Surfacing deduct \$1.50 per M.

19. Surfacing length longer than 40' add \$0.25 per M per lineal foot to surfaced price for each additional foot over 40'.

#### Miscellaneous

20. Hemlock and true fir deduct \$1.00 per M.

TABLE 5

R/L, 10/24', #2 clear & better Douglas fir rough green	F. G.	V. G.
1 x 2"	\$23.00	\$70.00
1 x 3"	61.00	71.00
1 x 4"	65.00	67.00
1 x 5"	63.00	75.00
1 x 6"	69.00	70.00
1 x 8"	69.00	71.00
1 x 10"	63.00	77.00
1 x 12"	72.00	85.00
2 x 2"	64.00	72.00
2 x 3"	60.00	75.00
2 x 4"	61.00	71.00
2 x 5"	69.00	81.00
2 x 6"	64.00	77.00
2 x 8"	65.00	80.00
2 x 10"	71.00	84.00
2 x 12"	78.00	88.00
3 x 2"	69.00	70.00
3 x 3"	61.00	73.00
3 x 4"	65.00	78.00
3 x 5"	73.00	80.00
3 x 6"	71.00	70.00
3 x 8"	69.00	74.00
3 x 10"	72.00	79.00
3 x 12"	75.00	84.00
4 x 2"	69.00	74.00
4 x 3"	69.00	70.00
4 x 4"	70.00	77.00
4 x 5"	75.00	84.00
4 x 6"	74.00	81.00
4 x 8"	75.00	82.00
4 x 10"	70.00	85.00
4 x 12"	72.00	79.00
5 x 2"	73.00	80.00
5 x 3"	74.00	83.00
5 x 4"	74.00	81.00
5 x 5"	76.00	84.00
5 x 6"	70.00	85.00
5 x 8"	78.00	87.00
5 x 10"	80.00	89.00
5 x 12"	80.00	89.00
1" and thicker x AW, AL—Price as if all 1".		

## Grades

1. No. 3 clear deduct \$5.00 per M from the No. 2 clear and better grade of the same size and grain specifications.

## Condition

2. Dry add per M to green prices:

1" and 2" thicknesses 10/24'	\$10.00
3" and 4" thicknesses 10/24'	12.50
26/32'	17.50
34/40'	20.00
6" thickness 10/24'	17.50
26/32'	22.50
34/40'	25.00
8" and thicker 10/24'	22.50
26/32'	27.50
34/40'	30.00

## Lengths

3. Specified lengths in 1" and 2" add to the R/L price of the same size and grade:

8', 10' & 12'	\$2.00
14'	3.00
16', 18', & 20'	5.00
22' to 24'	10.00
26', 28', 30', 32'	15.00
34', 36', 38', 40'	25.00

Specified lengths 3" and thicker add to the R/L price of the same size and grade:

6/20'	\$3.00
22/30'	5.00
32/40'	7.50

4. Random lengths longer than 24' add to the R/L price of the same size and grade:

26/32'	\$10.00
34/40'	20.00

5. Random lengths with a specified minimum average length, price at the specified minimum length required.

6. When average length specified in 1" and 2" in R/L specifications add:

13' and shorter	No addition
15' and shorter	\$1.50
17' and shorter	3.00
19' and shorter	5.00
21' and shorter	8.00

When average length specified in 3" and thicker in R/L specifications add:

15' and shorter	No addition
17' and shorter	\$1.00
19' and shorter	2.00
21' and shorter	3.00
23' and shorter	5.00
25' and shorter	7.00
27' and shorter	10.00
29' and shorter	12.50
33' and shorter	15.00

7. Omitting lengths 10' to 16' in R/L shipments add \$2.00 per M for each even length omitted.

8. Specified odd lengths add \$5.00 per M to the next longer even length and compute footage on actual length.

9. Specified fractional lengths add \$7.00 per M to the next longer even length and compute footage on actual length.

10. If a percentage of odd lengths in excess of 10% is specified in R/L specifications add \$4.00 per M to the R/L price.

## Widths

11. Random widths with a specified minimum average width, price at the specified average width required.

12. Random widths 8" and wider without average, use 12" width price. Random widths less than 8" and wider without average, use 6" width price.

13. Wider than 12" for V. G. add \$5.00 per M to 12" price for each additional 1". For F. G. add \$2.50 per M to 12" price for each additional 1".

14. Fractional and odd widths less than 12" not listed add \$5.00 per M to the next wider listed width. Compute footage on actual measure.

15. If a percentage of odd widths in excess of 10% is specified in R/W specifications add \$4.00 per M to the R/W price.

## Thickness

16. Thicknesses under 1" add \$5.00 per M to the same width in 1" and compute footage on 1" surface measure.

17. Thicknesses heavier than 12" add \$5.00 per M for each additional 1" thicker than 12".

18. Fractional or odd thicknesses not listed add \$5.00 per M to the next larger thickness. Compute footage on actual measure.

19. Random thicknesses use price of the minimum thickness specified.

## Working Charges

20. S1S & T&G or S2S & T&G (bundled when required) add \$3.00 per M.

21. Surfacing deduct \$1.50 per M.

22. Surfacing lengths longer than 40' add \$0.25 per M per lineal foot to the 40' surfaced price for each additional foot over 40'.

## Miscellaneous

23. Hemlock and true fir deduct \$1.00 per M.

## TABLE 6

## TIES FOR EXPORT

6" x 6"-8'	\$31.50
6" x 8"-8'	31.50
6" x 9"-8'	32.00
5" x 10"-8'	32.00
6" x 12"-8'	31.50
7" x 7"-8'	34.50
7" x 8"-8'	33.00
7" x 9"-8'	33.50
8" x 8"-8'	31.50
8" x 9"-8'	32.00
9" x 9"-8'	33.50

For switch ties add \$3.50 per 1,000 feet.

For 8'6" ties add \$2.00 per 1,000 feet.

For 9' ties add \$1.50 per 1,000 feet.

[Table 6 added by Am. 5, 9 F.R. 1010, effective 2-1-44]

## GENERAL NOTES

(Applies to entire Article VI.) All general notes as set forth in Export Grading Rules "N" List edition 1929 adopted by West Coast Lumbermen's Association and British Columbia Lumber and Shingle Manufacturers, Ltd., apply unless otherwise provided in this Article VI.

1. In the case of random thicknesses the price may be computed by determining the quantity falling into each thickness and pricing each quantity at the random price listed for the thickness into which each such quantity falls.

## ARTICLE VII—TABLES OF ESTIMATED WEIGHTS

In arriving at delivered prices (section 7), the use of the following estimated weights (even if higher than actual weights), is permitted:

Fir flooring	Finished thickness (inches)	Weight per M <sup>2</sup> BM (dry, lbs.)
1 x 3 and 4"	2 1/2"	1,800
1 x 6"	2 1/2"	1,800
3/4 x 3 and 4"	1 1/2"	2,000
5/8 x 4"	1 1/2"	1,400

Hemlock and true fir same weight as fir. Square edge flooring—add 200 lbs.

Fir ceiling, all patterns	Finished thickness	Weight per M <sup>2</sup> BM (dry, lbs.)
3/4 x 4"	3/4"	1,600
5/8 x 4"	5/8"	1,600
3/4 x 6"	3/4"	1,600
1 x 4"	1 1/4"	1,600
1 x 6"	2 1/4"	1,700

Hemlock and true fir same weight as fir. Ceiling worked 2 1/2" net—deduct 100 lbs. from flooring weight.

Fir tavel and bungalow siding	Thickness finished	Weight per M <sup>2</sup> BM (dry, lbs.)
3/4 x 4 and 6"	3/4"	1,600
3/4 x 8 and 10"	1 1/4"	1,200

Hemlock and true fir—deduct 100 lbs.

Fir shapping	Finished thickness	Weight per M <sup>2</sup> BM (dry, lbs.)
3/4 x 10 and 12"	1 1/4"	2,200
3/4 x 10 and 12"	1 1/4"	2,200

Fir drop siding, rustic, clear chipap	Finished thickness	Weight per M <sup>2</sup> BM (dry, lbs.)
1 x 4"—Pat. 119, 121	3/4"	1,300
1 x 4"—Pat. 120, 122	3/4"	1,400
1 x 4"—Pat. 123	3/4"	1,500
3/4 x 6"—Pat. 123, 124, 115, 117, and rustic	3/4"	1,300
1 x 6"—Pat. 127, 113, 115, 117, 124	3/4"	1,500
1 x 6"—Pat. 123, 113, 111, 114, 118	3/4"	1,600
1 x 6"—Pat. 121, 124, 103, 116, 112, and rustic	3/4"	1,700
1 x 6"—Pat. 122, 123, 110, 116, and V rustic	3/4"	1,800
1 x 8"—Pat. 119 and chipap	3/4"	1,600

Hemlock and true fir same weight as fir. 8" width—add 100 lbs. to 6" price.

Fir casing and base	Finished thickness (inches)	Weight per M <sup>2</sup> BM (dry, lbs.)
1 x 3 to 12"	2 1/2"	1,600
3/4 x 4, 6, 8, and 8"	2 1/2"	1,600

Hemlock and true fir same weight as fir.

Fir cornerboards and leveled wall curbing	Weight per M <sup>2</sup> BM dry lbs. rough or S2S	Weight per M <sup>2</sup> BM green, lbs. rough or S2S	Weight per M <sup>2</sup> BM dry, lbs. sur. and lev.	Weight per M <sup>2</sup> BM green, lbs. sur. and lev.
1 x 4" clear	2,800	3,200	1,800	2,100
1 x 4" common	2,600	3,000	1,800	2,100
1 x 6" clear	2,800	3,200	1,800	2,100
1 x 6" common	2,600	3,000	1,800	2,100
2 x 6" common	2,600	3,200	1,800	2,200

Hemlock and true fir: green, 400 pounds additional; dry, same weight as fir.

[Box heading of above table amended by Am. 2]

Fir factory and box lumber	Weight rough green	Weight rough dry	Weight S2S standard dry
1 x 6" & wider surf. to 1 1/2"	3,400	3,000	2,300
1 1/2 x 6" & wider surf. to 1 1/2"	3,400	3,000	2,400
1 1/2 x 6" & wider surf. to 1 1/2"	3,400	3,000	2,400
2 x 6" & wider surf. to 1 1/2"	3,400	3,000	2,500
2 1/2 x 6" & wider surf. to 2 1/2"	3,400	3,100	2,600
3 x 6" & wider surf. to 2 1/2"	3,400	3,100	2,600

Hemlock and true fir, rough green—add 500 lbs. to corresponding fir weight.

Hemlock and true fir, rough and S2S standard, dry—same weight as fir.

Hemlock and true fir, S2S, standard green—add 400 lbs. to corresponding fir weight.

[Box heading of above table amended by Am. 2]

Lath	Weight per M pcs. dry, lbs.	Weight per M pcs. green, lbs.
4" fir.....	500	800
4" hemlock.....	400	1,000
4" fence fir.....	800	1,100
4" fence hemlock.....	700	1,400

Fir and hemlock log cabin siding	Clear or common	
	Weight per M'BM dry, lbs.	Weight per M'BM green, lbs.
2".....	1,700	2,000
3".....	2,000	2,300

Fir clears and ship decking	Dry S4S std., lbs.	Green S4S std., lbs.
1 x 2".....	1,800	2,200
1 x 3 & 4".....	1,900	2,400
1 x 5" & wider.....	2,000	2,600
1 1/2 x 2".....	2,000	2,400
1 1/2 x 3 & 4".....	2,100	2,600
1 1/2 x 3" & wider.....	2,200	2,800
1 1/2 x 2".....	2,100	2,600
1 1/2 x 3 & 4".....	2,200	2,700
1 1/2 x 5" & wider.....	2,300	2,900
2 x 2".....	1,900	2,300
2 x 3 & 4".....	2,000	2,500
2 x 5" & wider.....	2,100	2,700
3 x 3 & 4".....	2,500	2,700
3 x 6, 3 x 6, & 3 x 8".....	2,600	2,800
3 x 10 & 3 x 12".....	2,700	2,900
4 x 4, 4 x 5, 4 x 6, & 4 x 8".....	2,700	2,900
4 x 10 & 4 x 12".....	2,800	3,000
6 x 6".....	2,800	3,000
6 x 8".....	2,900	3,100
6 x 10".....	2,900	3,100
6 x 12".....	2,900	3,100
8 x 8".....	2,900	3,100
8 x 10".....	3,000	3,200
8 x 12".....	3,000	3,200
10 x 10".....	3,000	3,200
10 x 12".....	3,000	3,200
12 x 12".....	3,100	3,300

Hemlock and true fir: dry, same weight as fir; green, add 400 lbs.

Fir clears	Dry S1S or S2S only lbs.	Green S1S or S2S only lbs.
1" surf. to 1/4".....	1,300	1,550
1" surf. to 1/2".....	1,400	1,750
1" surf. to 3/4".....	1,600	2,000
1" surf. to 1".....	1,800	2,200
1" surf. to 1 1/4".....	2,000	2,400
1" surf. to 1 1/2".....	2,100	2,650
1" surf. to 1 3/4".....	2,200	2,750
1" surf. to 1 1/2".....	2,300	2,850
1 1/4" surf. to 1 1/2".....	2,400	3,000
1 1/2" surf. to 1 3/4".....	2,350	2,950
1 3/4" surf. to 1 1/2".....	2,450	3,100
1 1/2" surf. to 1 1/4".....	2,450	3,050
2" surf. to 1 1/2".....	2,300	2,850
2" surf. to 1 3/4".....	2,500	3,150
2 1/4" surf. to 1 1/2".....	2,350	2,950
2 1/4" surf. to 1 3/4".....	2,400	3,000
2 3/4" surf. to 2 1/4".....	2,450	3,050
3" surf. to 2 3/4".....	2,850	3,050
4" surf. to 3 3/4".....	3,000	3,200

Hemlock and true fir, dry—same as fir weight.  
Hemlock and true fir, green—add 400 lbs. to fir weights.

Fir gutter:	Green
3 x 3, 3 x 5, and 4 x 4".....	1400
3 x 6 and 4 x 5".....	1500
4 x 6 and 5 x 7".....	1600

Fir pickets:	Dry per M pieces
1 x 3—3".....	1350
1 x 3—3'6".....	1550
1 x 3—4".....	1750
1 x 3—5".....	2200
1 x 3—6".....	2650

Silo stock	Dry	Green
2 x 6".....	2100	2600

Fir car material, car siding, decking, etc. (clear items)	Fin- ished thick- ness	Weight per M'BM dry, lbs.	Weight per M'BM green, lbs.
1" rough.....		2,800	3,500
Over 1" and under 3" in thick- ness, rough.....		2,900	3,500
1 x 4" patterned.....	2 1/2"	1,800	2,300
1 x 6" patterned.....	2 1/2"	1,900	2,400
1 1/4 x 4" patterned.....	1 1/2"	2,000	2,500
1 1/4 x 6" patterned.....	1 1/2"	2,100	2,600
1 x 4" S2S & T&G.....	1 1/2"	1,900	2,400
1 x 6" S2S & T&G.....	1 1/2"	2,000	2,500
1" S2S blanks.....	1 1/2"	2,300	2,800
2 x 4" S2S & T&G or S/L.....	1 1/2"	1,800	2,300
2 x 4" S2S & T&G or S/L.....	1 1/2"	2,000	2,400
2 x 4" S2S & T&G or S/L.....	1 1/2"	2,100	2,600
2 x 4" S2S.....	1 1/2"	2,200	2,700
2 x 4" S2S.....	1 1/2"	2,400	2,900
2 x 4" S2S.....	1 1/2"	2,600	3,100
2 x 6" S2S & T&G or S/L.....	1 1/2"	1,900	2,400
2 x 6" S2S & T&G or S/L.....	1 1/2"	2,100	2,600
2 x 6" S2S & T&G or S/L.....	1 1/2"	2,200	2,700
2 x 6" S2S.....	1 1/2"	2,200	2,700
2 x 6" S2S.....	1 1/2"	2,400	2,900
2 x 6" S2S.....	1 1/2"	2,600	3,100
2 1/4, 2 1/2 and 2 3/4 x 6" T&G or S/L.....		2,300	2,700
2 1/4, 2 1/2 and 2 3/4 x 6" S2S.....		2,600	3,100

2 x 8" same weight as 2 x 6" of similar working.  
2 1/4, 2 1/2, and 2 3/4 x 8" same weights as 2 1/4, 2 1/2 and 2 3/4  
x 6" of similar working.  
Hemlock and true fir: dry, same weight as fir; green,  
add 400 lbs.

Fir car material (common items)	Fin- ished thick- ness	Weight per M'BM dry, lbs.	Weight per M'BM green, lbs.
Rough.....		2,900	3,300
1" S2S & T&G.....	2 1/2"	2,100	2,400
1" S2S & T&G.....	1 1/2"	2,200	2,500
1" S2S Blanks.....	1 1/2"	2,400	2,700
2 x 4" S2S T&G or S/L.....	1 1/2"	1,800	2,100
2 x 4" S2S T&G or S/L.....	1 1/2"	2,200	2,600
2 x 4" S2S.....	1 1/2"	2,200	2,600
2 x 4" S2S.....	1 1/2"	2,400	2,700
2 x 4" S2S.....	1 1/2"	2,600	2,900
2 x 6" S2S T&G or S/L.....	1 1/2"	1,900	2,100
2 x 6" S2S T&G or S/L.....	1 1/2"	2,200	2,500
2 x 6" S2S.....	1 1/2"	2,200	2,500
2 x 6" S2S.....	1 1/2"	2,400	2,700
2 x 6" S2S.....	1 1/2"	2,600	2,900
2 1/4" x 6" S2S T&G or S/L.....	2 1/4"	2,300	2,600
2 1/2" x 6" S2S.....	2 1/2"	2,600	2,900

2 x 8" same weight as 2 x 6" of similar working.  
2 1/4 x 8" same weight as 2 1/4 x 6" of similar working.  
Hemlock and true fir: dry, same weight as fir; green,  
add 400 lbs.

Car framing, sills, purlins, slats and running boards:	S4S 1/4" Off M'BM green lbs.
1" by all widths.....	2,500
1 1/4 & 1 1/2" by all widths.....	2,600
1 3/4" by all widths.....	2,700
2" by all widths.....	2,800
2 1/4, 2 1/2, and 2 3/4" by all widths.....	2,900
3 and 4" and 3 1/4, 3 1/2 and 3 3/4" by all widths.....	3,000
Larger sizes.....	3,150
Hemlock and true fir, rough, S1E, or S2E to A. L. S. or heavier—green, 3,800 lbs.	

[Above item amended by Am. 9, 9 F.R. 9720,  
effective 8-14-44 and Am. 10, 9 F.R. 11112,  
effective 9-8-44]

Hemlock and true fir, surfaced, green, add  
400 pounds to fir weights.

Fir boards and shiplap	Fin- ished thick- ness	Weight per M'BM dry, lbs.	Weight per M'BM green, lbs.
1/4, 1/2, 3/4, x 2" and wider rough, or S1E or S2E to A.L.S. or heavier.....		2,900	3,300
1 x 2" S4S.....	2 1/2"	1,900	2,200
1 x 3 and 4" S4S.....	2 1/2"	2,100	2,400
1 x 6" and wider S4S.....	2 1/2"	2,200	2,500
1" S1S or S2S.....	2 1/2"	2,300	2,600
5/4" S1S or S2S.....	1 1/2"	2,500	2,800
6/4" S1S or S2S.....	1 1/2"	2,600	2,900

3/4 and 1/2" S4S standard—add 200 lbs. to weight of 1"  
of same width.  
S/L D&M, or OM—100 lbs. less than S4S.  
Surfaced to 3/4"—add 100 lbs. less than 2 1/2".  
Surfaced to 1 1/4"—add 100 lbs. to 2 1/2".  
Hemlock and true fir green rough—3,800 lbs.  
Hemlock and true fir green surfaced—add 400 lbs. to fir  
weight of same size and working.  
Hemlock, and true fir, dry, rough or surfaced—use  
fir weight.

[Above table amended by Am. 2, Am. 9 and  
Am. 10]

#### FIR—DIMENSION, PLANK AND SMALL TIMBERS WEIGHT PER M'BM

	S4S stand- ard dry	S4S stand- ard green	CM & S1S or S2S standard	
			Dry	Green
2 x 2".....	2,000	2,200		
2 x 3".....	2,100	2,400		
2 x 4".....	2,200	2,400	1,600	2,150
2 x 6".....	2,250	2,550	2,050	2,300
2 x 8".....	2,250	2,550	2,100	2,400
2 x 10".....	2,300	2,600	2,150	2,450
2 x 12".....	2,300	2,600	2,150	2,400
3 x 3".....	2,400	2,600		
3 x 4".....	2,400	2,600	2,050	2,250
3 x 6".....	2,600	2,800	2,350	2,600
3 x 8".....	2,600	2,800	2,400	2,600
3 x 10".....	2,600	2,800	2,450	2,650
3 x 12".....	2,600	2,800	2,500	2,700
4 x 4".....	2,600	2,700		
4 x 6".....	2,600	2,800	2,400	2,600
4 x 8".....	2,600	2,800	2,500	2,700
4 x 10".....	2,700	2,900	2,550	2,750
4 x 12".....	2,700	2,900	2,600	2,800
5 x 5".....	2,700	2,900		
5 x 6".....	2,700	2,900	2,450	2,650
5 x 8".....	2,700	2,900	2,550	2,750
5 x 10".....	2,700	2,900	2,600	2,800
5 x 12".....	2,700	2,900	2,650	2,850

Rough, S1E or S2E to A.L.S. or heavier—green,  
3,300 lbs.; dry: 2", 2,600 lbs.; 3" and thicker, 3,100 lbs.

[Above item amended by Am. 9, 9 F.R. 9720,  
effective 8-14-44 and Am. 10, 9 F.R. 11112,  
effective 9-8-44]

Hemlock and true fir: rough green—3,800 lbs.; green  
S4S standard—add 400 lbs. to green fir weight; dry  
S4S—same weight as fir.

[Above table amended by Am. 2]

#### FIR TIMBERS—S1S1E OR S4S STANDARD WEIGHT PER M'EM

	Green Lbs.
6 x 6 to 6 x 16".....	2,900
6 x 18 to 6 x 24".....	3,000
8 x 8 to 8 x 16".....	3,000
8 x 18 to 8 x 24".....	3,100
10 x 10 to 10 x 16".....	3,000
10 x 18 to 10 x 24".....	3,100
12 x 12 to 12 x 24".....	3,100
14 x 14 to 14 x 24".....	3,100
16 x 16 to 16 x 24".....	3,100
18 x 18 to 18 x 24".....	3,200
20 x 20 to 20 x 24".....	3,200
22 x 22 to 22 x 24".....	3,200
24 x 24" and larger.....	3,200
Rough, S1E or S2E to A. L. S. or heavier.....	3,300

Hemlock and true fir, rough, S1E or S2E  
to A. L. S. or heavier 3,800.

[Above item amended by Am. 9 and Am. 10]

Hemlock, green S1S1E, S4S standard—add  
400 lbs. to green fir surfaced weights.

Dimension and timber surfaced 1/4" off:

	S4S 1/4" off by indicated widths green
2 x 2"—1/4" off each way.....	2,550
2 x 3"—1/4" off each way.....	2,650
2 x 4"—1/4" off each way.....	2,750
2 x 6"—1/4" off each way.....	2,800
2 x 8"—1/4" off each way.....	2,850
2 x 8"—1/4" off by 1/2" off in width.....	2,750
2 x 10"—1/4" off each way.....	2,850
2 x 10"—1/4" off by 1/2" off in width.....	2,750
2 x 12"—1/4" off each way.....	2,850
2 x 12"—1/4" off by 1/2" off in width.....	2,800

Green surfaced 1/4" off each way	
3 x 3"	2,800
3 x 4"	2,850
3 x 6, 3 x 8, and 3 x 10"	2,950
3 x 12"	3,000
4 x 4"	2,950
4 x 6"	3,000
4 x 8, 4 x 10, and 4 x 12"	3,050
6 x 6"	3,050
6 x 8 and 6 x 10"	3,100
6 x 12"	3,150
8 x 8, 8 x 10, and 8 x 12"	3,150
10 x 10 and 10 x 12"	3,150
12 x 12"	3,200

Hemlock and true fir, green surfaced 1/4" off—add 400 lbs. to weights listed above.

Hemlock and true fir, rough, S1E or S2E to A. L. S. or heavier—green, 3,800 lbs.

[Above item amended by Am. 9 and 10]

#### SHIPPING WEIGHT FORMULA FOR SIZES NOT LISTED

Where surfacing is specified other than standard or where weights are not provided in this list, weight is to be computed by applying the following weights, and deducting the equivalent to the percentage of difference between the rough and surfaced size, breaking on the next greater 50 pounds.

Pounds	
Fir rough green clear	3,500
Fir rough dry clear 1"	2,800
Fir rough dry clear, over 1" and under 3" in thickness	2,900
Fir rough dry clear, 3" thick and over—200 lbs. less than corresponding green weight.	
Fir rough green, all other grades	3,300
Fir rough dry, all other grades, under 3" in thickness	2,900
Fir rough or surfaced, dry, 3" and over in thickness—200 lbs. less than corresponding green weight.	
Hemlock and true fir rough green clear	4,000
Hemlock and true fir rough green all other grades	3,800
Hemlock and true fir rough or surfaced, dry, all grades—same weight basis as fir.	

This regulation shall become effective June 9, 1943. [RMFR 26 originally issued June 3, 1943]

[NOTE: Effective dates of amendments are shown in notes following the parts affected.]

NOTE: The reporting provisions of this regulation have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 18th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19304; Filed, Oct. 18, 1945; 1:59 p. m.]

#### PART 1305—ADMINISTRATION

[SO 126, Amdt. 5]

#### EXEMPTION AND SUSPENSION OF TEXTILE ARTICLES FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. The first sentence of section 6 is amended by striking out the word "and"

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between "8 and 9", and adding after "9" the words "and 10".

2. Section 10 is added to read as follows:

SEC. 10. *Textile articles.* (a) Nonelastic woven or braided narrow fabric, 12 inches or narrower in width before slitting and made of 50% or more of cotton. However, every manufacturer of any group of nonelastic narrow fabrics designated in Column A who in any calendar month produces a quantity in that group equal to or exceeding that in Column B shall report on or before the 10th day of November 1945 to the Office of Price Administration, Cotton Section, Textile Price Branch, Washington 25, D. C., his name, address, and specific

group of nonelastic narrow fabrics which he manufactures, and for each item listed in Column C produced by him during the preceding month shall report on or before the 10th day of November 1945 and on the 10th day of every month thereafter to the said Textile Branch (1) the ceiling price under the General Maximum Price Regulation (unless previously reported pursuant to this section) and (2) the highest price charged by him for the item during the preceding month. The maximum prices of any manufacturer who is required to report pursuant to this section shall be automatically reinstated for all sales and deliveries during any period of time in which a report is overdue.

Column A Group	Column B Quantity of group	Column C Item in group
1. Zipper tape	10,000 gross yards	a. 3/4-inch tape. b. 5/8-inch tape. c. 7/8-inch tape. 3/4-inch bonding. Standard size.
2. Spindle banding	1,000 gross yards	a. 2 1/4-inch tape. b. 2 3/4-inch tape. c. 2-inch tape.
3. Auto wind lace	4,000 gross yards	a. 3/4-inch tape. b. 5/8-inch tape. c. 7/8-inch tape.
4. Vulcanizing tape	1,000 gross yards	a. 3/4-inch tape. b. 5/8-inch tape. c. 7/8-inch tape.
5. Tie tape	50,000 gross yards	a. 3/4-inch tape. b. 5/8-inch tape. c. 7/8-inch tape.
6. Flat woven wicking	1,000 gross yards	a. 3/4-inch wicking. b. 5/8-inch wicking. c. 7/8-inch wicking.
7. Venetian blind tape	4,000 gross yards	a. 3/4-inch tape. b. 5/8-inch tape. c. 7/8-inch tape.
8. Electric insulating tape	1,000 gross yards	a. 3/4-inch tape. b. 5/8-inch tape. c. 7/8-inch tape.
9. Shoe and carset laces	10,000 pounds	a. 3/4-inch laces. b. 5/8-inch laces. c. 7/8-inch laces.
10. Rice-rice braid	1,000 gross yards	a. 3/4-inch braid. b. 5/8-inch braid. c. 7/8-inch braid.

1. If the description of the item covers more than one color, style, length, or construction, the price information called for by paragraph (a) shall be supplied with respect to the color, style, length or construction of which the largest quantity was sold in the month to which the report applies.

(b) Notwithstanding the provisions for the suspension of nonelastic narrow fabrics from price control, the maximum prices for nonelastic narrow fabrics delivered during the period from August 7, 1945 to October 18, 1945 on an adjustable pricing basis pursuant to Revised Supplementary Order No. 114 shall be no higher than the sum of the ceiling price in effect on June 1, 1945 and any percentage permissibly reserved in accordance with that order.

This amendment shall become effective October 18, 1945.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19322; Filed, Oct. 18, 1945; 4:42 p. m.]

#### PART 1305—ADMINISTRATION

[SO 136]

MAXIMUM PRICES FOR SALES BY U. S. GARMENT CO. SEATTLE, WASHINGTON, AND CERTAIN RETAIL SELLERS, OF SPECIFIED QUANTITIES OF APPAREL ITEMS FABRICATED FROM MATERIALS PURCHASED FROM DIVISION OF PURCHASING, CENTRAL STORES, WASHINGTON

A statement of the considerations involved in the issuance of this supplement-

tary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

§ 1305.164 *Maximum prices for sales by U. S. Garment Co., Seattle, Washington, and certain retail sellers, of specified quantities of apparel items fabricated from materials purchased from Division of Purchasing, Central Stores, State of Washington.*—(a) *Maximum prices for sales by U. S. Garment Co.* Notwithstanding the provisions of any maximum price regulation or of any other supplementary order issued by the OPA, or any amendment thereto or order thereunder, the maximum prices for sales to retailers by the U. S. Garment Co., 1121 Post Street, Seattle, Washington, of the apparel items listed in Column 1 of Appendix A (fabricated from materials purchased from the Division of Purchasing, Central Stores, State of Washington), shall be the prices set forth in Column 2 of Appendix A.

(b) *Maximum prices for sales by retailers.* Notwithstanding the provisions of any maximum price regulation issued by the OPA, or any amendment thereto, or order thereunder, the maximum prices for sales by retailers of the apparel items listed in Column 1 of Appendix A (fabricated by the U. S. Garment Co., Seattle, Washington), shall be the prices set forth in Column 3 of Appendix A.

(c) *Marking of garments.* On and after October 18, 1945, U. S. Garment Co. may not sell, offer for sale or deliver any garment subject to this supplementary order unless it has marked such garment



with an imprint, label or ticket containing all of the following information:

- (1) The letters "SO —."
- (2) U. S. Garment Co.'s lot number for the garment.
- (3) The OPA retail ceiling price for the garment, which appears in Column 3 of Appendix A. The retail ceiling shall be stated as follows: "OPA Ceiling: \$-----"

#### APPENDIX A—SCHEDULE OF MAXIMUM PRICES

Lot No.	Column 1 Item and quantity	Column 2 Maximum prices for sales by U. S. Garment Co. to retailers (prices subject to terms of 8/10 EOM)	Column 3 Maximum prices for sales by retailers
201	Sport shirts, boys' cotton, small, medium and large—565 dozen.....	Per dozen \$10.00	Each \$1.15
202	Pajamas, boys' flannel size 14—82 dozen.....	15.00	1.75
200	Blouses, girls' cotton, sizes 8-14—979 dozen.....	9.00	1.05
106	Dresses, girls' cotton, size 14—50 dozen.....	21.00	2.40
105	Middles, girls' cotton, sizes 6-14—32½ dozen.....	12.00	1.40
104	Slips, girls' cotton, sizes 10 and 14—38 dozen.....	4.00	.46
7	Panties, girls' cotton summer, sizes 6-14—437 dozen.....	4.00	.46
103	Pajamas, girls' cotton, size 12—10 dozen.....	12.00	1.40
108	Pajamas, girls' flannel, sizes 8-14—406 dozen.....	15.00	1.75
204	Coveralls, infants' cotton denim, sizes 1, 2 and 4—291 dozen.....	14.00	1.65
203	Combinations, infants' cotton, sizes 1, 2 and 4—120 dozen.....	8.00	.95
12	Pajamas, infants' flannel, sizes 2 and 4—46 dozen.....	9.00	1.05
200	Blouses, children's cotton, sizes 2 and 4—88 dozen.....	8.50	1.00
101	Skirts, girls' rayon and cotton, sizes 6-14—415½ dozen.....	18.00	2.10
300	Pajamas, men's cotton, size medium—4 dozen.....	15.00	1.75
301	Pajamas, men's flannel, sizes small and large—52 dozen.....	18.00	2.10
17	Slacks, girls' cotton gabardine, sizes 10-14—101½ dozen.....	24.00	2.80
18	Slacks, ladies' cotton gabardine, sizes 32, 34 and 36—32½ dozen.....	24.00	2.80
100	Skirts, women's cotton and rayon, sizes 16-20—126½ dozen.....	22.50	2.60
400	Slips, women's cotton, sizes 48-54—24 dozen.....	8.00	.95

This Supplementary Order No. 136 shall become effective October 18, 1945.

Issued this 18th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19323; Filed, Oct. 18, 1945; 4:42 p. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS [RMFR 373, Amdt. 41]

##### FISH IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

<sup>1</sup> 10 F.R. 6646, 7407, 7794, 7799, 8020, 8069, 8371, 8979, 9273, 9274, 9275, 9466, 9540, 9620, 9618, 9882, 9928, 10085, 10088, 10086, 10125, 10086, 10229, 10437, 11399, 11666, 11753, 12036, 12037, 12037.

Section 19 of Revised Maximum Price Regulation 373 is amended as follows:

Insert in Table A following paragraph (j) (4) in the column headed "Wholesaler's maximum price per pound", the following prices:

\$0.52 per lb. for Ahi steaks.  
\$0.55 per lb. for Ahi filets.  
\$0.52 per lb. for Aku steaks.  
\$0.55 per lb. for Aku filets.

This amendment shall become effective as of September 28, 1945.

Issued this 18th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19321; Filed, Oct. 18, 1945; 4:42 p. m.]

#### PART 1305—ADMINISTRATION

[Rev. SO 114, Amdt. 3]

##### ADJUSTABLE PRICING OF CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Supplementary Order No. 114 is amended in the following respects:

1. Section 3 (a) is amended to read as follows:

(a) *To what sales and deliveries permission applies.* Adjustable pricing permission is granted to converters and processors (other than the producer) and to wholesalers and jobbers (1) in connection with contracts (and deliveries pursuant thereto) and on or after August 7, 1945, for the sale of any cotton textiles listed in Section 5 which have been purchased (or are made from fabrics or yarns which have been purchased) under a reservation of right by their suppliers as permitted by this order, and (2) in connection with contracts (and deliveries pursuant thereto) made for the sale of cotton textiles listed in Supplementary Order 131,<sup>2</sup> which have been purchased (or are made from fabrics or yarn which have been purchased) on or after the date upon which the producer's increase granted in that order is effective.

2. Section 3 (c) is amended to read as follows:

(c) *Limit on amount reserved.* Where goods have been purchased under a reservation of right by the supplier, the amount which the seller reserves the right to charge shall be limited to the same percentage (to be applied in this case to the sellers' maximum prices), as the percentage which, under this order, is specified in a supplier's contract with him as the limit on the additional charge which he may have to pay. In the case of fabrics subject to Maximum Price Regulation No. 127 made from grey goods for which revised prices have been established in Supplementary Order No. 131, the seller may reserve the right to charge the difference between the maximum price based upon the grey goods maximum price in effect on June 1, 1945 and the maximum price computed in accord-

<sup>1</sup> 10 F.R. 9875, 11296.

<sup>2</sup> 10 F.R. 11296, 11890, 12116.

ance with the provisions of Maximum Price Regulation No. 127 using as basic grey goods cost the revised price for grey goods set forth in Supplementary Order No. 131. In the case of varnished insulation fabric subject to Maximum Price Regulation No. 358, the seller may reserve the right to increase his price by the difference between the maximum price of the grey goods in effect on June 1, 1945 and the revised price for the same grey goods set forth in Supplementary Order No. 131. In the case of wholesalers and jobbers of fabrics for which revised prices have been established in Supplementary Order No. 131, who deliver such fabrics under contracts entered into after August 31, 1945, the amount which the seller reserves the right to charge shall be limited to the amount of the difference between his supplier's maximum price on June 1, 1945 and the revised maximum price granted to his supplier after that date.

3. Section 3 (e) is amended to read as follows:

(e) *Adjustable pricing permission restricted to products listed in section 5 and in Supplementary Order No. 131.* Processors, converters, manufacturers and distributors should especially note that the adjustable pricing permission granted by this order does not apply to any processed or converted goods which are not listed in the Table in section 5 of this Revised Supplementary Order No. 114 or are not listed in Supplementary Order No. 131. Thus, for example, the permission does not apply to dyed yarns, to coated fabrics, or to garments, even if they are made or processed from goods to which the permission does apply.

4. Section 4 (a) is amended to read as follows:

(a) *Seller required to give notices to purchaser.* Any seller who seeks to exercise the adjustable pricing permission provided for in this revised supplementary order must, in connection with each contract of sale, deliver to the purchaser the following statement in writing, appropriately completed.<sup>3</sup>

For as long as permitted by OPA, ----- (name of the seller) reserves the right to charge the buyer for any goods delivered pursuant to this contract the difference between the ceiling price in effect on June 1, 1945 and any higher ceiling price which may thereafter be established: *Provided*, That the additional charge will in no event exceed ----- percent of the ceiling price in effect on June 1, 1945 (or ----- cents per yard, in the case of finished goods made from grey goods for which revised prices have been established under Supplementary Order No. 131). The seller is required by OPA to inform the buyer that the buyer must disregard the foregoing adjustable pricing clause and any additional charge made pursuant to it in determining his ceiling price for resale of the goods purchased under the present contract or for any commodities processed or manufactured from these goods, unless and until specifically authorized otherwise by OPA.

5. Section 5 is amended to read as follows:

Section 5. *List of cotton textiles and producers' limits.* Following are the cot-

<sup>3</sup> If the sale is covered by Section 3 (d) the proviso may be omitted.

ton textiles as to which adjustable pricing permission is granted, with the applicable percentage limits:

Schedule or Regulation to which goods are subject when sold by producer or converter	Reference No.	Description of goods	Applicable percentage limit	
			I <sup>1</sup>	II <sup>1</sup>
RPS 35.....	13	Woven tickings.....	14	17
MPR 118.....	25	Ducks (in the grey).....	7	10
	23	Paper-makers dryers felts.....	2	5
	34	Ginghams, seersuckers and related fabrics for which ceilings are established in or by reference to Section 1400.118 (d) (10).	11	14
	35	Play cloth.....	11	14
	40	Woven tickings.....	14	17
	42	All-American cotton bed blankets.....	11	14
	44	Grey Corduroy.....	5	8
	46	Blanket linings.....	16	19
	47	Woven table and laundry felts.....	11	14
	49	Finished corduroy.....	9	12
	50	Yarn-dyed slack suitings.....	12	15
MPR 127.....	55	Finished piece goods subject to MPR 127 which are made from any grey fabrics listed above.	Same percentage as is applicable to grey goods used. <sup>2</sup>	
MPR 353.....	60	Finished fabrics subject to MPR 353 which are made from any grey fabrics listed above.	Same percentage as is applicable to grey goods used. <sup>2</sup>	
GMPR or MPR 157	65	Woven and braided fabrics and braided tubing consisting (50% or more by weight) of cotton and less than 12 inches wide as woven.....	5	8
GMPR.....	70	Fishing nets and fishing lines.....	5	8
SR 14E.....	75	Braided or twisted cotton rope and twine.....	5	8
MPR 11.....	76	Industrial cotton stitching thread.....	5	8
		(For the purpose of this Section only, wherever in any of the following percentage groups specific reference numbers in MPR 11 are designated, they shall be deemed to be a part of the percentage group under which they are listed here and not part of any other group.)		
	80	Group 1.....	17	20
		Reference No. A25		
	81	Group 2.....	15	18
		Dotted Swiss, Pongee, and Reference Nos. AA13, AB2, AB25, AC6, AD4, AE1, AH11, AL5, AL6, AO14, AR5, and BD 8.		
	82	Group 3.....	11	14
		Pique, Brasseur Fabrics, and Reference Nos. AA6, AB17, AB23, AH5, and AH10.		
MPR 11.....	83	Group 4.....	9	12
		Combed Broadcloth, Lawn, Dimity, Dimity Checks, Voile, Marquisette, Umbrella Cloth, Tracing Cloth, Jacquard Broadcloth, Decating Blanket, Special Combed Duck, Insulating Fabric, Colored Shirting and Seersuckers (including Madras, Seersucker, Broadcloth, and Oxford) and Unfinished Boxloom Clip-Spot Marquisette, and Reference Nos. AJ2, AJ5, AO11, AQ1, AQ3, AR3 and BD15.		

<sup>1</sup> See section 2 (b) (2).

<sup>2</sup> In sales of fabrics made from grey goods for which revised prices have been established in Supplementary Order 131, a converter who is also the producer may use the same adjustable pricing permission as is granted to other converters by section 3.

Schedule or Regulation to which goods are subject when sold by producer or converter	Reference No.	Description of goods	Applicable percentage limit	
			I <sup>1</sup>	II <sup>1</sup>
MPR 11.....	84	Group 5..... All goods covered by MPR 11 and not included in any of the four foregoing groups.	7	10

This amendment shall be effective as of August 31, 1945, except that the percentages set forth in Section 5 of this amendment shall become effective October 19, 1945.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19409; Filed, Oct. 19, 1945;  
11:44 a. m.]

#### PART 1305—ADMINISTRATION

[Gen. RO 18,<sup>1</sup> Amdt. 5 to Supp. 1]

#### DISTRIBUTION OF BASES TO CERTAIN FORMER MEMBERS OF THE ARMED FORCES

Schedule III of Supplement No. 1 to General Ration Order 18 is amended in the following respects:

1. The fourth paragraph of section E of the "Instructions" is amended to read as follows:

For example, you might decide to engage in a combination of operations consisting of the production of general bakery products (B2) and the service of coffee and tea (C5). You might decide that you want a 14,300 pound annual sugar base to produce B2 products. 14,300 pounds is equal to 60% of the maximum base which may be assigned under General Ration Order 18. The other rationed food bases that you select to produce B2 products must be in the same proportion as the base selected for sugar. Since your B2 bases are equivalent to 60% of the maximum permissible bases for B2 products, then you should request a monthly sugar base of not more than 160 pounds of sugar (40% of the maximum permissible base in GRO 18) for the service of tea, coffee, and other C5 products. Thus your percentages for the two operations (B2 and C5) total exactly 100%.

2. The seventh paragraph of section E of the "Instructions" is amended to read as follows:

NOTE. The rationed food bases assigned to you for a particular operation cannot be used interchangeably in your combination of operations. If you receive a base of 160 pounds of sugar for use in the service of coffee and tea, you may not use that sugar base to produce baked goods.

This amendment shall become effective October 23, 1945.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19401; Filed, Oct. 19, 1945;  
11:44 a. m.]

<sup>1</sup> 10 F.R. 3086.

#### PART 1351—FOOD AND FOOD PRODUCTS

[MPR 421,<sup>1</sup> Amdt. 27]

#### CEILING PRICES OF CERTAIN FOODS SOLD AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 421 is amended in the following respects:

1. The last sentence of section 2 (a) is amended to read as follows: "This regulation does not apply, however, to 'wagon wholesalers,' 'flour jobbers,' 'Great Lakes marine suppliers,' or to sales of 'cookies, crackers, toast and crumbs' by 'cookie and cracker wholesalers.'"

2. Section 30 (i) is added to read as follows:

(i) *Great Lakes marine supplier.* "Great Lakes marine supplier" means a person operating a selling establishment which buys and resells food products for the most part to "operators of a lake vessel or vessels," for consumption aboard such vessel or vessels, with delivery from shore locations by use of truck or launch facilities. "Operator of a lake vessel or vessels" means any person who owns or operates a lake vessel or vessels, other than passenger boats, engaged in shipping upon the Great Lakes, and who in operating such vessels purchases or receives food products covered by this regulation from a Great Lakes marine supplier for consumption aboard such vessels. Excluded from this definition are hotel supply houses as defined in Second Revised Maximum Price Regulation No. 269,<sup>2</sup> hotel and restaurant supply houses as defined in Maximum Price Regulation No. 271,<sup>3</sup> and purveyors as defined in Maximum Price Regulation No. 426.<sup>4</sup>

This amendment shall become effective October 25, 1945.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 11, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-19405; Filed, Oct. 19, 1945;  
11:42 a. m.]

#### PART 1351—FOOD AND FOOD PRODUCTS

[MPR 422,<sup>1</sup> Amdt. 53]

#### CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

A statement of the considerations involved in the issuance of this amend-

<sup>1</sup> 10 F.R. 1436, 5037, 5369, 7251, 11302.

<sup>2</sup> 10 F.R. 7634.

<sup>3</sup> 8 F.R. 15557, 15563; 9 F.R. 1532, 2233, 3593, 4027, 4647, 5379, 6151, 7504, 7771, 7832, 8331, 8359, 9783, 10053, 10199, 10331, 10778, 10778, 12270, 12475, 13262; 10 F.R. 1334, 2248, 2963, 2363, 3764, 4035, 4154, 4347, 4609, 5457, 6533, 7792, 7823, 8475, 8334, 10023, 10226.

<sup>4</sup> 10 F.R. 8021, 8369, 8239, 8238, 8612, 8467, 8911, 8557, 8335, 8336, 9023, 8323, 8023, 9112, 9119, 9277, 9447, 9623, 9923, 10537, 10025, 10223, 10311, 10303, 11672.

<sup>5</sup> 10 F.R. 1535, 2024, 2237, 3314, 5370, 5577, 6235, 6514, 7251, 8915, 8516, 9272, 9263, 9400, 11363.

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 422 is amended in the following respects:

1. Section 2 (a) is amended to read as follows:

(a) *What stores are covered.* Your store is covered by this regulation if it is a Group 3 or 4 store as defined below and if you are a retailer who buys and resells food products, generally without materially changing their form, for the most part to ultimate consumers who are not commercial, industrial or institutional users. For the purposes of this regulation, "Great Lakes marine suppliers" shall be considered as retailers. The provisions of this regulation apply to "retail route sellers" only with respect to fresh fruits and vegetables. This regulation does not apply, however, to automatic vending machines, farmers selling produce grown on their own farms, or to sales of "specially prepared dietetic foods" by "health food stores" or "health food departments."

2. Section 16 (i) is added to read as follows:

(i) On and after October 25, 1945, "Great Lakes marine suppliers" are made subject to this regulation in accordance with section 2 (a). If you are a "Great Lakes marine supplier" who is covered by this regulation, you must, by the opening of business on Thursday, October 25, 1945, have figured your ceiling price in accordance with sections 3 and 4 for each item of "dry groceries" which you have in stock at that time. For each such item which you do not have in stock at that time, you must figure your ceiling price in accordance with section 5. You must figure your ceiling price in accordance with sections 7 and 8 for each item of "perishables." However, in doing so, you must substitute the date October 25, 1945 for the date August 5, 1943, whenever it appears in sections 3, 4, 5, 7 and 8.

3. Section 36 (i) is added to read as follows:

(i) *Great Lakes marine supplier.* "Great Lakes marine supplier" means a person operating a selling establishment which buys and resells food products for the most part to "operators of a lake vessel or vessels," for consumption aboard such vessel or vessels, with delivery from shore locations by use of truck or launch facilities. "Operator of a lake vessel or vessels" means any person who owns or operates a lake vessel or vessels, other than passenger boats, engaged in shipping upon the Great Lakes, and who in operating such vessels purchases or receives food products covered by this regulation from a Great Lakes marine supplier for consumption aboard such vessels. Excluded from this definition are hotel supply houses as defined in Second

Revised Maximum Price Regulation No. 269,<sup>2</sup> hotel and restaurant supply houses as defined in Maximum Price Regulation No. 271,<sup>3</sup> and purveyors as defined in Maximum Price Regulation No. 426.<sup>4</sup>

This amendment shall become effective October 25, 1945.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 11, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-19406; Filed, Oct. 19, 1945;  
11:43 a. m.]

#### PART 1351—FOOD AND FOOD PRODUCTS [MPR 423,<sup>5</sup> Amdt. 56]

##### CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 1 AND GROUP 2 STORES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 423 is amended in the following respects:

1. Section 2 (a) is amended to read as follows:

(a) *What stores are covered.* Your store is covered by this regulation if it is a Group 1 or 2 store as defined below and if you are a retailer who buys and resells food products, generally without materially changing their form, for the most part to ultimate consumers who are not commercial, industrial or institutional users. For the purposes of this regulation, "Great Lakes marine suppliers" shall be considered as retailers. The provisions of this regulation apply to "retail route sellers" only with respect to fresh fruits and vegetables. This regulation does not apply, however, to automatic vending machines, farmers selling produce grown on their own farms, or to sales of "specially prepared dietetic foods" by "health food stores" or "health food departments."

2. Section 17 (h) is added to read as follows:

(h) On and after October 25, 1945, "Great Lakes marine suppliers" are made subject to this regulation in accordance with section 2 (a). If you are a "Great Lakes marine supplier" who is covered by

<sup>2</sup> 10 F.R. 7684.

<sup>3</sup> 8 F.R. 15587, 15663; 9 F.R. 1532, 2298, 3589, 4027, 4647, 5379, 6151, 7504, 7771, 7852, 8931, 9356, 9783, 10089, 10199, 10981, 10778, 10778, 12270, 12475, 13262; 10 F.R. 1334, 2248, 2969, 2969, 3764, 4035, 4154, 4347, 4600, 5457, 6589, 7527, 7929, 8475, 8934, 10023, 10226.

<sup>4</sup> 10 F.R. 8021, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9023, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072.

<sup>5</sup> 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 11303.

this regulation, you must figure your ceiling price for each item of "dry groceries" in accordance with sections 3 and 4, and for each item of "perishables" in accordance with sections 7 and 8, substituting the date October 25, 1945, for the date August 5, 1943, whenever it appears in sections 3, 4, 7 and 8.

3. Section 25 (i) is added to read as follows:

(i) *Great Lakes marine supplier.* "Great Lakes marine supplier" means a person operating a selling establishment which buys and resells food products for the most part to "operators of a lake vessel or vessels," for consumption aboard such vessel or vessels, with delivery from shore locations by use of truck or launch facilities. "Operator of a lake vessel or vessels" means any person who owns or operates a lake vessel or vessels, other than passenger boats, engaged in shipping upon the Great Lakes, and who in operating such vessels purchases or receives food products covered by this regulation from a Great Lakes marine supplier for consumption aboard such vessels. Excluded from this definition are hotel supply houses as defined in Second Revised Maximum Price Regulation No. 269,<sup>2</sup> hotel and restaurant supply houses as defined in Maximum Price Regulation No. 271,<sup>3</sup> and purveyors as defined in Maximum Price Regulation No. 426.<sup>4</sup>

This amendment shall become effective October 25, 1945.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 11, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-19407; Filed, Oct. 19, 1945;  
11:43 a. m.]

#### PART 1351—FOOD AND FOOD PRODUCTS [MPR 588,<sup>4</sup> Revocation]

##### CEILING PRICES FOR SALES OF CERTAIN FOOD ITEMS BY GREAT LAKES MARINE SUP- PLIERS

A statement of the considerations involved in the revocation of this maximum price regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 588 is hereby revoked, subject to the provisions of Supplementary Order No. 40.<sup>3</sup>

This revocation shall become effective October 25, 1945.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 11, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-19408; Filed, Oct. 19, 1945;  
11:43 a. m.]

<sup>3</sup> 10 F.R. 6235, 8657, 9265.

PART 1364—FRESH, FROZEN AND CURED  
MEAT AND FISH PRODUCTS  
[RMPR 156, Amdt. 9]

## CANNED MEAT

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 156 is amended in the following respects:

1. Section 7 (b) (2) (ii) is amended to read as follows:

(ii) The "weighted average price" in each zone for each brand, type and container size of corned beef hash and chili con carne (with or without beans) shall be, except as provided in subdivision (iii) of this section 7 (b) (2), the ceiling price under this regulation for such brand, type and container size of such sterile canned meat at the delivery point in such zone: *Provided*, That a person making sales or deliveries of such sterile canned meat subject to this regulation shall continue to allow all the deductions or discounts which were customary during the 90-day period prior to March 9, 1942.

2. Subdivision (iii) of section 7 (b) (2) is added to read as follows:

(iii) Notwithstanding the provisions of subdivision (ii) of this section 7 (b) (2) if any seller's ceiling price per dozen for corned beef hash packed in 15½ ounce, 16 ounce or 92 ounce tins exceeds the applicable zone maximum band price per dozen hereinafter set forth, such seller, on and after October 24, 1945, shall reduce his maximum price per dozen for corned beef hash packed in the designated size tins to an amount not exceeding the applicable zone maximum band price per dozen hereinafter set forth; and, notwithstanding the provisions of subdivision (ii) of this section 7 (b) (2) if any seller's ceiling price per dozen for corned beef hash packed in 15½ ounce, 16 ounce, or 92 ounce tins is less than the applicable zone minimum band price per dozen hereinafter set forth, such seller, on and after October 24, 1945, may, if desired, increase his maximum price per dozen for corned beef hash packed in the designated size tins to an amount not exceeding the applicable zone minimum band price per dozen hereinafter set forth. Any producer of canned corned beef hash who is required to reduce his maximum price therefor, under the provisions of this subdivision (iii) of section 7 (b) (2), and any producer of canned corned beef hash who increases his maximum price therefor, under the provisions of this subdivision (iii) of section 7 (b) (2) shall continue to use the formula for that product filed with the Office of Price Administration, Washington, D. C., in accordance with the provisions of section 8 (a) (4) of this regulation; and any seller of canned corned beef hash who increases or decreases his maximum prices therefor under the provisions of this subdivision (iii) of section 7 (b) (2) shall continue to allow all the deductions or discounts which were customary during the 90-day period prior to March 9, 1942,

and shall supply each wholesaler and retailer who purchases from him with notification of the change in accordance with the provisions of section 6 (c), substituting the words "under the provisions of section 7 (b) (2) (iii)" whenever the words "under this regulation" are used in section 6 (c).

## CORNED BEEF HASH—ZONE BAND PRICES, PER DOZEN, DELIVERED

Container Size	Zone 1		Zone 2		Zone 3	
	Minimum	Maximum	Minimum	Maximum	Minimum	Maximum
<i>15½-ounce</i>						
To group 1 and 2 retailers and purveyors of meals.....	\$2.55	\$2.25	\$2.33	\$2.33	\$2.35	\$2.45
To all other purchasers.....	2.13	2.23	2.15	2.24	2.23	2.32
<i>16-ounce</i>						
To group 1 and 2 retailers and purveyors of meals.....	2.33	2.44	2.33	2.45	2.43	2.54
To all other purchasers.....	2.50	2.59	2.22	2.32	2.39	2.49
<i>92-ounce</i>						
To group 1 and 2 retailers and purveyors of meals.....	13.25	13.65	13.25	13.63	13.83	14.45
To all other purchasers.....	12.59	13.63	12.62	13.19	13.63	13.64

3. Subparagraph (4) of section 7 (b) is amended to read as follows:

(4) The "adjusted weighted average price" in each zone for each brand, type and container size of sterile canned meat other than that priced under paragraph (b) (2) of this section shall be, except as provided in subparagraph (5) of this section 7 (b), the ceiling price under this regulation for such brand type and container size of sterile canned meat at the delivery point in such zone: *Provided*, That a person making sales or deliveries of such sterile canned meat subject to this regulation shall continue to allow all the deductions or discounts which were customary during the 90-day period prior to March 9, 1942.

4. Subparagraph (5) of section 7 (b) is added to read as follows:

(5) Notwithstanding the provisions of subparagraph (4) of this section 7 (b), if any seller's ceiling price for S. C. Vienna sausage packed in 4 ounce tins exceeds the applicable zone maximum band price per dozen hereinafter set forth, such seller, on and after October 24, 1945, shall reduce his maximum price per dozen for S. C. Vienna sausage packed in 4 ounce tins to an amount not exceeding the applicable zone maximum band price per dozen hereinafter set forth; and, notwithstanding the provisions of subparagraph (4) of this section 7 (b) if any seller's ceiling price per dozen for S. C.

Vienna sausage packed in 4 ounce tins is less than the applicable zone minimum band price per dozen hereinafter set forth, such seller, on and after October 24, 1945, may, if desired, increase his maximum price per dozen for S. C. Vienna sausage packed in 4 ounce tins to an amount not exceeding the applicable zone minimum band price per dozen hereinafter set forth. Any producer of canned S. C. Vienna sausage who is required to reduce his maximum price therefor under the provisions of this subparagraph (5) of section 7 (b), and any producer of canned S. C. Vienna sausage who increases his maximum price therefor under the provisions of this subparagraph (5) of section 7 (b) shall continue to use the formula for that product filed with the Office of Price Administration, Washington, D. C., in accordance with the provisions of section 8 (a) (4) of this regulation; and any seller of canned S. C. Vienna sausage who increases or decreases his maximum prices therefor under the provisions of this subparagraph (5) of section 7 (b) shall continue to allow all the deductions or discounts which were customary during the 90-day period prior to March 9, 1942; and shall supply each wholesaler and retailer who purchases from him with notification of the change in accordance with the provisions of section 6 (c), substituting the words "under the provisions of section 7 (b) (5)" whenever the words "under this regulation" are used in section 6 (c).

## S. C. VIENNA SAUSAGE—ZONE BAND PRICES, PER DOZEN, DELIVERED

Container size	Zone 1		Zone 2		Zone 3	
	Minimum	Maximum	Minimum	Maximum	Minimum	Maximum
<i>4-ounce</i>						
To group 1 and 2 retailers and purveyors of meals.....	\$1.22	\$1.33	\$1.24	\$1.40	\$1.23	\$1.43
To all other purchasers.....	1.15	1.59	1.17	1.32	1.25	1.41

5. Paragraph (a) of section 14, is amended to read as follows:

(a) The ceiling price of each of the following canned meat products prepared according to United States Government specifications for sale or delivery to a war procurement agency shall be the

price stated in the price table in subparagraph (1) of this paragraph (a) of section 14, plus the additions provided in subparagraph (2) of this paragraph (a) of section 14, where applicable.

(1) *Table of prices.* (Note: All prices are on a per dozen basis, f. o. b. the seller's shipping point, and include boxing al-

lowances, except when packed in nailed solid wood boxes.)

Product	Size of can	Price per dozen cans
1. Vienna sausage:		
(i) Skinless.....	24 oz.....	\$6.00
(ii) Sheep casings.....	24 oz.....	6.50
2. Corned beef.....	6 lb.....	23.50

(2) *Boxing additions on sales of vienna sausage and/or corned beef to war procurement agencies for overseas shipment.* All additions are for packing in nailed solid wood boxes and are on a per dozen of the container size basis.

Size of box	Amount of addition per dozen cans	
	24-ounce	6-pound
40 pounds or less.....	\$0.22	\$0.86
More than 40 pounds, less than 70 pounds.....	0.17	0.68
70 pounds or more.....	0.13	0.50

This amendment shall become effective October 24, 1945.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 11, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-19404; Filed, Oct. 19, 1945;  
11:42 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[2d Rev. RO 3,1 Amdt. 40]

##### SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 3.3 (e) is amended to read as follows:

(e) An industrial user who has a base period use of sugar must at the time of, or before, application for an allotment for the first quarterly allotment period of 1946, report, in writing, to the District Office with which he is registered, his best estimate of the amount of sugar he used in each quarterly period of his base period use of sugar, separately stated for each quarter, in each class of products for delivery to the Veterans' Administration. These amounts shall be excluded from his base for each such class of products or uses shown on Schedule I of OPA Form R-1200.

This amendment shall become effective October 23, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19402; Filed, Oct. 19, 1945;  
11:44 a. m.]

<sup>1</sup> 9 F.R. 13992, 14642, 15048; 10 F.R. 291, 412, 1143, 1537, 2144.

#### Chapter XVIII—Office of Stabilization Administrator, Office of War Mobilization and Reconversion

[Directive 83]

#### PART 4003—SUPPORT PRICES; SUBSIDIES

##### TERMINATION OF BUTTER SUBSIDY

The Secretary of Agriculture and the Price Administrator having submitted to me certain information and recommendations with respect to termination of the subsidy on butter and a corresponding increase in the maximum prices established for butter, I hereby find that the approval of those recommendations will effectuate the policies established by Executive Orders 9250, 9328 and 9599.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Orders 9250, 9328, 9599 and 9620; *it is hereby ordered:*

The Reconstruction Finance Corporation is hereby authorized and directed to terminate payments to manufacturers and creameries of the subsidy of five cents per pound of butter, effective October 31, 1945. The Price Administrator with the concurrence of the Secretary of Agriculture is hereby authorized and directed, upon the termination of such subsidy payments, to increase by an appropriate amount all maximum prices established by Revised Maximum Price Regulation 289 for sales of butter and to permit sellers at retail covered by Maximum Price Regulations 422 and 423 to recalculate their maximum prices for butter in accordance with the terms of those regulations.

(E.O. 9250; E.O. 9328, 3 CFR. Cum. Supp.; E.O. 9599, 10 F.R. 10155; and E.O. 9620, 10 F.R. 12033)

Issued and effective this 18th day of October 1945.

J. C. COLLET,  
Stabilization Administrator.

[F. R. Doc. 45-19303; Filed, Oct. 18, 1945;  
12:59 p. m.]

#### TITLE 43—PUBLIC LANDS: INTERIOR

##### Chapter I—General Land Office

[Circ.-1486b]

#### PART 240—PUBLIC LAND RECORDS

##### FILING OF TOWNSHIP PLATS

Section 240.3, as amended by Circular 1597 of March 5, 1945, is further amended to read as follows:

§ 240.3 *Filing of township plats.* Upon acceptance of a survey by the General Land Office, the original plat will be returned to the district cadastral engineer and the triplicate copy sent to the register of the appropriate district land office, by registered mail, with a return receipt requested. The duplicate copy will be retained in the General Land Office. The district cadastral engineer and the register will, immediately upon receipt of the plat, place it of record in their open files. Such plat will then be available to the public as a matter of information only, with respect to the technical data and land descriptions ap-

pearing thereon, and copies of such plat and the related field notes will be furnished upon payment of costs as provided in this part. When the register is directed to file the plat without the usual public notice, he will regard such plat as officially filed in his office on the date he signs the registry return receipt. Such return receipt will constitute notice to the General Land Office that the plat has been officially filed on that date.

If public notice of the filing of the plat is to be given, the Commissioner shall prepare the notice for publication in the FEDERAL REGISTER and simultaneously mail a copy of the notice to the register. Unless otherwise directed, the register will regard such plat as officially filed in his office, and the lands as subject to entry and disposal, at the time and in the manner specified in the copy of the notice received by him.

The register will give publicity to the filing of the plat as follows:

(a) He will at once post the approved notice in a conspicuous place in his office. The notice must be kept posted until the plat has been officially filed and for such additional time, if any, as may be allowed by the notice for the presentation of preference right claims.

(b) He will send a copy of the notice to the postmaster in the town in which the district land office is situated and the postmasters of the post offices nearest the land, to the clerk or clerks of courts of record in the town where the land office is located and in the county where the land is situated, and to such officers of any adjoining county or counties deemed advisable by him.

(c) He will also furnish, as a matter of news, copies of the notice to the newspapers published in the town where the land office is situated and in the neighborhood of the land, particularly in the county in which the land is located, and to newspapers known to have a circulation in the vicinity of the land.

Where there is no district land office in a State, the Commissioner will prepare all necessary notices, and will give substantially the same publicity to the filing of the plat as is indicated above.

(R.S. 453, 2478; 43 U.S.C. 2, 1201)

FRED W. JOHNSON,  
Commissioner.

Approved: October 9, 1945.

OSCAR L. CHAPMAN,  
Assistant Secretary.

[F. R. Doc. 45-19320; Filed, Oct. 18, 1945;  
4:20 p. m.]

#### Appendix—Public Land Orders

[Public Land Order 295]

##### ALASKA

#### AIR-NAVIGATION SITE WITHDRAWAL NO. 227

By virtue of the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 729 (U.S.C. title 49, sec. 214), and pursuant to Executive Order No. 9337 of April 24, 1943; it is ordered as follows:

Subject to valid existing rights, the tract of public land at Fort Yukon, Alaska, described below by metes and bounds, is hereby withdrawn from all



forms of appropriation under the public-land laws and reserved for the use of the Alaska Road Commission, in the maintenance of air-navigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 227:

## ALASKA

Beginning at corner No. 4, U. S. Survey No. 2122, adjoining Fort Yukon, Alaska, approximate latitude 66°34' N. longitude 145°18' W. From the initial point:

S. 87°31' E., 1,381 feet, along north boundary U. S. Survey No. 2122;  
N. 9°34' E., 329.7 feet;  
N. 80°26' W., 4,000 feet;  
S. 9°34' W., 500 feet;  
S. 80°26' E., 2,629.5 feet, to the place of beginning.

The tract as described contains 43.2 acres.

The reservation made by this order shall be subject to the withdrawal made by Executive Order No. 1896 of February 24, 1914, for the use of the U. S. Bureau of Education and the natives of Alaska of indigenous race, residing at Fort Yukon or within the limits of the lands withdrawn by that Executive order, so far as such withdrawal affects the above-described tract.

ABE FORTAS,

*Acting Secretary of the Interior.*

OCTOBER 5, 1945.

[F. R. Doc. 45-19315; Filed, Oct. 18, 1945; 4:21 p. m.]

[Public Land Order 296]

## WYOMING

ABOLISHING THE WASHAKIE NATIONAL FOREST AND TRANSFERRING ITS LANDS TO THE SHOShONE NATIONAL FOREST

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 36 (U.S.C. title 16, sec. 473), and pursuant to Executive Order No. 9337 of April 24, 1943, and upon the recommendation of the Secretary of Agriculture; *It is ordered as follows:*

The Washakie National Forest, Wyoming, as defined by Proclamation No. 1338 of June 30, 1916 (39 Stat. 1784), and as subsequently modified, is hereby abolished, and the lands heretofore comprising said national forest are transferred to and consolidated with the Shoshone National Forest, Wyoming, effective July 1, 1945.

It is not intended by this order to give a national-forest status to any publicly owned lands which have not hitherto had such a status, or to remove any publicly owned lands from a national-forest status.

ABE FORTAS,

*Acting Secretary of the Interior.*

OCTOBER 5, 1945.

[F. R. Doc. 45-19316; Filed, Oct. 18, 1945; 4:21 p. m.]

[Public Land Order 297]

## MONTANA

TRANSFER OF LANDS FROM THE CUSTER NATIONAL FOREST TO THE GALLATIN NATIONAL FOREST

By virtue of the authority vested in the President by the act of June 4, 1897,

30 Stat. 11, 36 (U.S.C. title 16, sec. 473), and pursuant to Executive Order No. 9337 of April 24, 1943, and upon the recommendation of the Secretary of Agriculture; *It is ordered as follows:*

Those lands within the exterior boundaries of the Custer National Forest lying north of a line beginning at a point on the forest boundary at the southwest corner of section 18, T. 3 S., R. 10 E., Principal Meridian,

Thence southwesterly along the divide between Blind Bridger and Lower Deer Creeks on the north and Trout and Squaw Creeks on the south, over Hicks and Sugarloaf Mountains to Squaw Peak, a point on the forest boundary near the southeast corner of section 5, in unsurveyed T. 4 S., R. 14 E., are hereby transferred to the Gallatin National Forest, effective July 1, 1945.

It is not intended by this order to give a national-forest status to any publicly owned lands which have not hitherto had such a status, or to change the status of any publicly owned lands which have hitherto had national-forest status.

ABE FORTAS,

*Acting Secretary of the Interior.*

OCTOBER 5, 1945.

[F. R. Doc. 45-19317; Filed, Oct. 18, 1945; 4:21 p. m.]

[Public Land Order 293]

## WYOMING

WITHDRAWING PUBLIC LAND FOR THE USE OF THE FOREST SERVICE AS THE WOOD RIVER ADMINISTRATIVE SITE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, *It is ordered, as follows:*

Subject to valid existing rights, the following-described public land in Wyoming is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws, but not the mineral-leasing laws, and reserved for the use of the Forest Service, Department of Agriculture, as the Wood River Administrative Site in connection with the administration of the Shoshone National Forest:

SIXTH PRINCIPAL MERIDIAN

T. 46 N., R. 102 W.,  
Sec. 21, lot 7.

The area described contains 40 acres.

This order shall take precedence over, but shall not modify, the order of the Acting Secretary of the Interior of March 23, 1935, establishing Wyoming Grazing District No. 1, so far as it effects the above-described land.

HAROLD L. ICKES,  
*Secretary of the Interior.*

OCTOBER 9, 1945.

[F. R. Doc. 45-19318; Filed, Oct. 18, 1945; 4:20 p. m.]

[Public Land Order 299]

## ALASKA

MODIFYING PUBLIC LAND ORDER NO. 82, WITHDRAWING PUBLIC LANDS FOR USE IN CONNECTION WITH THE PROSECUTION OF THE WAR

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Public Land Order No. 82 of January 22, 1943, withdrawing certain public lands in Alaska from sale, location, selection and entry under the public land laws of the United States, including the mining laws, and from leasing under the mineral leasing laws, and reserving the minerals in such lands under the jurisdiction of the Secretary of the Interior for use in connection with the prosecution of the war, is hereby modified so as to permit the issuance of coal permits under the act of March 4, 1921 (41 Stat. 1363; 48 U.S.C. sec. 444), and leases under the act of October 20, 1914 (38 Stat. 741; 48 U.S.C. secs. 432-445, 445-452).

HAROLD L. ICKES,

*Secretary of the Interior.*

OCTOBER 9, 1945.

[F. R. Doc. 45-19319; Filed, Oct. 18, 1945; 4:20 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter H—Office of Defense Transportation

[Gen. Order ODT 12A, Revocation]

PART 502—DIRECTION OF TRAFFIC MOVEMENT

DOMESTIC TRAFFIC MOVEMENT OF EXPORT, IMPORT, COASTWISE, AND INTERCOASTAL FREIGHT

Pursuant to Executive Orders 8939, as amended, and 9156, General Order ODT 12A, §§ 502.25 to 502.28, inclusive (9 F.R. 222), is hereby revoked effective October 20, 1945.

(E.O. 8939, as amended, 6 F.R. 6725, 8 F.R. 14163; E.O. 9156, 7 F.R. 3349)

Issued at Washington, D. C., this 19th day of October 1945.

J. M. JOHNSON,

*Director.*

*Office of Defense Transportation.*

[F. R. Doc. 45-19395; Filed, Oct. 19, 1945; 11:18 a. m.]

[Gen. Order ODT 25A as Amended, Revocation]

PART 502—DIRECTION OF TRAFFIC MOVEMENT

OPERATION OF VESSELS ON THE GREAT LAKES

Pursuant to Executive Order 8989, as amended, General Order ODT 25A, as amended, §§ 502.75 to 502.82, inclusive (8 F.R. 7778, 9 F.R. 4652, 11428), is hereby revoked effective October 22, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 19th day of October 1945.

J. M. JOHNSON,  
*Director,*  
*Office of Defense Transportation.*

[F. R. Doc. 45-19396; Filed, Oct. 19, 1945;  
11:18 a. m.]

## Notices

### DEPARTMENT OF THE INTERIOR.

#### Bureau of Reclamation.

[No. 30]

#### ORLAND IRRIGATION PROJECT, CALIFORNIA PUBLIC NOTICE OF ANNUAL OPERATION AND MAINTENANCE CHARGES

OCTOBER 3, 1945.

1. *Operation and maintenance charges.* The minimum annual operation and maintenance charge for the irrigation season of 1946 and thereafter until further notice against all lands of the Orland project, California, under public notice shall be \$2.50 per irrigable acre, whether water is used or not, which charge will permit the delivery of not to exceed 3 acre feet of water per irrigable acre per annum. Additional water, up to the amount of the surplus natural flow water used prior to the time it becomes necessary to draw upon the storage supply, will be furnished at the rate of \$0.10 per acre foot. Further additional water, if available, will be furnished during the irrigation season at the following rates:

	Per acre-foot
First acre-foot per acre.....	\$0.50
Second acre-foot per acre.....	.50
Third acre-foot per acre.....	.75
Fourth and additional acre-feet per acre.....	1.00

2. *Time of payment.* The minimum charge for the next irrigation season, together with charges for additional water used during the previous irrigation season, shall be payable on or before December 31 of each year. If payment of the charges, or any part thereof, is not made on or before the due date, there shall be added on the following day a penalty of one-half of one percent of the amount unpaid, and a like penalty of one-half of one percent of the amount unpaid on the first day of each calendar month thereafter so long as such default shall continue, and no water shall be delivered until all charges and penalties have been paid in full.

3. *Method of billing and payment.* All charges will be billed direct to the water users and will be payable by them to the Bureau of Reclamation, Orland, California.

(Act of June 17, 1902, 32 Stat., 388, as amended or supplemented)

H. W. BASHORE,  
*Commissioner.*

[F. R. Doc. 45-19313; Filed, Oct. 18, 1945;  
4:20 p. m.]

[No. 31]

#### ORLAND IRRIGATION PROJECT, CALIFORNIA PUBLIC NOTICES OF ANNUAL WATER RENTAL CHARGES<sup>1</sup>

OCTOBER 3, 1945.

1. Announcement is hereby made that, pending the cancellation of water rights on lands now delinquent in the payment of charges due the United States and the transfer of said water rights to other lands in private ownership that can be served from the constructed canal system, or minor extensions, on the Orland project, California, water will be furnished during the irrigation season of 1946 and thereafter until further notice, upon approved applications for temporary water service for the irrigation of such other lands, upon a water rental basis, at the following rates and terms.

2. The minimum water rental charge for the lands to be irrigated under the provisions of this public notice shall be \$2.50 per irrigable acre, which charge will permit the delivery of not to exceed 3 acre-feet of water per acre. Additional water, if available, will be furnished at the following rates:

	Per acre-foot
First acre-foot per acre.....	\$0.50
Second acre-foot per acre.....	.50
Third acre-foot per acre.....	.75
Fourth and additional acre-feet per acre.....	1.00

3. The minimum charge will be payable at the time that application for temporary water service is executed and no water will be delivered until the minimum charge has been paid in full. Charges for additional water at the rates above specified must be paid in advance of the delivery of additional water and no advance payments shall be accepted in sums of less than \$10.00.

4. All charges for water rental services are to be paid to the Bureau of Reclamation, Orland, California.

(Act of June 17, 1902, 32 Stat., 388, as amended or supplemented)

H. W. BASHORE,  
*Commissioner.*

[F. R. Doc. 45-19314; Filed, Oct. 18, 1945;  
4:20 p. m.]

### DEPARTMENT OF AGRICULTURE.

#### Rural Electrification Administration.

[Administrative Order 969]

#### ALLOCATION OF FUNDS FOR LOANS

OCTOBER 5, 1945.

By virtue of the authority vested in me by the provisions of Section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Indiana 47H Orange.....	\$190,000
Kentucky 18G Meade.....	160,000
Maine 2K Penobscot.....	112,000
Minnesota 34L Stearns.....	215,000
Minnesota 39N Chippewa.....	400,000
Missouri 53H Polk.....	285,000
New Mexico 4T Eddy.....	50,000

<sup>1</sup> Affects tabulation in Title 43, § 402.2.

Project designation—Con.	Amount
Oregon 25F Deschutes.....	315,000
South Carolina 40E Hampton.....	82,000
Texas 65K Rusk.....	155,000

[SEAL]

WILLIAM J. NEAL,  
*Acting Administrator.*

[F. R. Doc. 45-19386; Filed, Oct. 19, 1945;  
11:15 a. m.]

[Administrative Order 970]

#### ALLOCATION OF FUNDS FOR LOANS

OCTOBER 5, 1945.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Ohio 1R Miami.....	5,000
Texas 129A Cost.....	34,000

[SEAL]

WILLIAM J. NEAL,  
*Acting Administrator.*

[F. R. Doc. 45-19387; Filed, Oct. 19, 1945;  
11:15 a. m.]

[Administrative Order 971]

#### ALLOCATION OF FUNDS FOR LOANS

OCTOBER 9, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Iowa 69F Henry.....	\$160,000
Kentucky 3K Jackson.....	155,000
Louisiana 11F Bossier.....	245,000
Mississippi 29P Oktibbeha.....	50,000
Missouri 34H Macon.....	285,000
Tennessee 16K Madison.....	165,000
Tennessee 21H Franklin.....	625,000

[SEAL]

WILLIAM J. NEAL,  
*Acting Administrator.*

[F. R. Doc. 45-19388; Filed, Oct. 19, 1945;  
11:15 a. m.]

[Administrative Order 972]

#### ALLOCATION OF FUNDS FOR LOANS

OCTOBER 9, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Alabama 35C Jackson.....	\$200,000
Arkansas 18M Carroll.....	385,000
Georgia 67M Bacon.....	184,000
Iowa 9U Scott.....	500,000
Minnesota 18S Douglas.....	250,000
Mississippi 39L Jackson.....	165,000
Montana 9L Yellowstone.....	100,000
Montana 10K Madison.....	85,000
New Mexico 19B Colfax.....	55,000
Pennsylvania 14F Clearfield.....	50,000
Texas 80H Collingsworth.....	60,000
Wisconsin 16G Douglas.....	50,000

[SEAL]

WILLIAM J. NEAL,  
*Acting Administrator.*

[F. R. Doc. 45-19389; Filed, Oct. 19, 1945;  
11:15 a. m.]

## DEPARTMENT OF LABOR

Office of the Secretary.

[WLD-118]

TEXAS WAREHOUSE CO.

## FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Texas Warehouse Co., Houston, Texas; Case No. S-2759.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Texas Warehouse Co., Houston, Texas,

I find that the storage of foodstuffs and general merchandise by Texas Warehouse Co., Houston, Texas, pursuant to contracts with industrial concerns in Houston, Texas, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 17th day of October 1945.

L. B. SCHWELLENBACH,  
Secretary.

[F. R. Doc. 45-19400; Filed, Oct. 19, 1945;  
11:34 a. m.]

## CIVIL AERONAUTICS BOARD.

## AIR TRANSPORTATION IN ALASKA

## NOTICE OF HEARINGS

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that a hearing in each of the following proceedings is assigned to be held on the date and at the place stated below, before Examiners Raymond W. Stough and Joseph L. Fitzmaurice:

*Reeve Airways*

In the matter of the application of Robert C. Reeve, an individual, doing business as Reeve Airways, for an authorization under Title IV of the Civil Aeronautics Act of 1938, as amended, allowing applicant to conduct operations as a nonscheduled operator in the charter carriage of passengers and freight within the Territory of Alaska (Docket No. 1930).

November 5, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*AHO Flying Service*

In the matter of the application of Toivo A. Aho and Dallas L. Bowen, doing business as Aho Flying Service, for a certificate of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended, authorizing air transportation of persons, property and mail to all parts of Alaska in nonscheduled service, or charter service, with the terminal point Anchorage, Alaska (Docket No. 1962).

November 6, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

No. 207-6

*Grenold Collins*

In the matter of the application of Grenold Collins for a certificate of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended, authorizing air transportation of persons, property and mail to all parts of Alaska in non-scheduled service, or charter service, with the terminal point Anchorage, Alaska. (Docket No. 1976)

November 7, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Phillip Dwight Thorpe*

In the matter of the application of Phillip Dwight Thorpe for a certificate of public convenience and necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2027)

November 8, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Merle W. Smith*

In the matter of the application of Merle W. Smith for a certificate of public convenience and necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket 2028)

November 9, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*William V. Smith*

In the matter of the application of William V. Smith, an individual doing business as Circle Air Trails, for a certificate of public convenience and necessity under section 401 of Title IV of the Civil Aeronautics Act of 1938, as amended, authorizing applicant to engage in air transportation of persons, property and mail within the Territory of Alaska, in non-scheduled, charter or contract service. (Docket No. 2034)

November 12, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Northern Airways*

In the matter of the application of Northern Airways for permanent and/or temporary certificate or certificates of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 1835)

November 15, 1945, 10:00 a. m.

Federal Building, Fairbanks, Alaska.

*Northern Airways*

In the matter of the application of Northern Airways for a temporary certificate of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended, authorizing air transportation of persons and property in non-scheduled service, or charter service, within the Territory of Alaska, and/or a temporary exemption order exempting it from the provisions of § 292.2 of the Economic Regulations of the Civil Aeronautics Board. (Docket No. 1997)

November 15, 1945, 2:00 p. m.

Federal Building, Fairbanks, Alaska.

*Toussaint Air Service*

In the matter of the application of Toussaint Air Service for a certificate of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended, authorizing air transportation of persons, property and mail between the terminal points Fort Yukon and Fairbanks, Alaska, and that area of the Upper Yukon Valley bounded by Circle, Rampart House, Arctic Village, Venette, Stevens Village and Birch Creek Village. (Docket No. 1927)

November 16, 1945, 2:00 p. m.

Federal Building, Fairbanks, Alaska.

*Top O' the World Flying Service*

In the matter of the application of Top O' The World Flying Service for a certificate of public convenience and necessity or exemption order under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2031)

November 19, 1945, 10:00 a. m.

Federal Building, Fairbanks, Alaska.

*Arctic Air Service*

In the matter of the application of Arctic Circle Exploration, Inc., a corporation doing business under the trade name and style of Arctic Air Service for a permanent certificate of public convenience and necessity under section 401 of Title IV of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2033)

November 19, 1945, 2:00 p. m.

Federal Building, Fairbanks, Alaska.

*Lavery Airways*

In the matter of the application of William L. Lavery and Raymer S. Brown, a copartnership, doing business as Lavery Airways, for a permanent certificate of public convenience and necessity under section 401 of Title IV of the Civil Aeronautics Act of 1938, as amended, authorizing the applicant to engage in air transportation of persons, property and mail within the Territory of Alaska, in non-scheduled or charter service with terminal points at Fairbanks, Anchorage and Paxson's Lake, Alaska. (Docket No. 2037)

November 20, 1945, 10:00 a. m.

Federal Building, Fairbanks, Alaska.

*Martin Air Service*

In the matter of the application of Martin Air Service for a permanent and/or temporary certificate or exemption therefrom of public convenience and necessity for charter and contract air transportation of persons and property in Alaska. (Docket No. 2045)

November 20, 1945, 2:00 p. m.

Federal Building, Fairbanks, Alaska.

*Northern Air Service*

In the matter of the application of Northern Air Service for a permanent and/or temporary certificate or exemption therefrom of public convenience and necessity for charter and contract air transportation of persons and property in Alaska. (Docket No. 2046)

November 21, 1945, 10:00 a. m.

Federal Building, Fairbanks, Alaska.

*Woodley Airways and Pacific Northern Airlines, Inc.*

In the matter of the application of Woodley Airways, a partnership, and Pacific Northern Airlines, Inc., for approval of the transfer of a certificate or certificates of public convenience and necessity pursuant to section 401 (i) of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2022)

November 26, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Larson Alaskan Distributing Co.*

In the matter of the application of Ruth Larson Rogers, Joseph DeCarlo, Elizabeth Lauxmann, Evelyn Bull, Harry Trainer, Harry Mathewson, Frances Tebbitts, Wilda MacKenzie, Caro Miles, Pauline Chabot, Helen Verela, Laurence Richards, A. D. Studybaker and LeRoy Mann, a partnership, doing business as Larson Alaskan Distributing Company, for a permanent certificate of public convenience and necessity under section 401 of Title IV of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2035)

November 27, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Christensen Air Service*

In the matter of the application of Hakon Christensen, an individual doing business as Christensen Air Service, for a permanent certificate of public convenience and necessity under section 401 of Title IV of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2036)

November 28, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Peninsula Flying Service*

In the matter of the application of Laurence D. Harvey, an individual doing business as Peninsula Flying Service, for a permanent certificate of public convenience and necessity under section 401 of Title IV of the Civil Aeronautics Act of 1938, as amended, authorizing applicant to engage in air transportation of persons, property and mail in non-scheduled charter service within the Territory of Alaska, with bases at Soldovia and Anchorage, Alaska. (Docket No. 2038)

November 30, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Alaska Scenic Air Service*

In the matter of the application of V. D. Trakowski and Paul F. Richardson, co-partners, doing business as Alaska Scenic Air Service, for authorization under Title IV of the Civil Aeronautics Act of 1938, as amended, allowing applicants to conduct operations as non-scheduled operators in the charter carriage of passengers and freight within the Third Judicial Division of Alaska, using Seward as an operational base, and non-scheduled operations guaranteeing one day per week service to Cooper's Landing, Lawing and Hope, Alaska, upon completion of Air Strips at said communities. (Docket No. 2026.)

December 4, 1945, 10:00 a. m.

Federal Building, Seward, Alaska.

*The Kenai Flying Service*

In the matter of the application of The Kenai Flying Service for certificate of public convenience and necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2041.)

December 4, 1945, 2:00 p. m.

Federal Building, Seward, Alaska.

*Robert L. Williams*

In the matter of the application of Robert L. Williams for a certificate of public convenience and necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2040.)

December 10, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Vera Elizabeth Liebel*

In the matter of the application of Vera Elizabeth Liebel for a certificate of public convenience and necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2047.)

December 11, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Alaska Flying Service*

In the matter of the application of the Alaska Flying Service for a certificate of public convenience and necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2048.)

December 12, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Jack Carr Service*

In the matter of the application of Jesse R. Carr and Velma E. Carr, a co-partnership doing business as Jack Carr Service, for a certificate of public convenience and necessity or exemption order allowing applicants to conduct operations as non-scheduled operators in the charter carriage of passengers and freight within the Territory of Alaska. (Docket No. 2049.)

December 13, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Buck's Flying Service*

In the matter of the application of Buck's Flying Service for a certificate of public convenience and necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2050)

December 14, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*The Arctic Air Enterprises*

In the matter of the application of The Arctic Air Enterprises for a certificate of public convenience and necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2053)

December 17, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

*Gillman A. Lindsey*

In the matter of the application of Gillman A. Lindsey for a certificate of Public Convenience and Necessity or exemption order, under section 401 and/or section 416 of the Civil Aeronautics Act of 1938, as amended. (Docket No. 2080)

December 18, 1945, 10:00 a. m.

Office of the Civil Aeronautics Board, Anchorage, Alaska.

Dated: Anchorage, Alaska, October 10, 1945.

By the Civil Aeronautics Board.

RAYMOND W. STOUGH,  
Director, Alaska Office.

[F. R. Doc. 45-19374; Filed, Oct. 19, 1945; 10:31 a. m.]

## FEDERAL POWER COMMISSION.

[Docket No. G-580]

## NATURAL GAS INVESTIGATION

ORDER AMENDING ORDER FIXING DATE AND PLACE OF HEARING

OCTOBER 17, 1945.

It appearing to the Commission that good cause exists therefor:

The Commission orders that:

(A) The hearing heretofore scheduled to begin in New Orleans, Louisiana, at 10 a. m., on October 30, 1945, in Room 245, Postoffice Building, is hereby postponed to 10 a. m., November 12, 1945, in Room 224, Postoffice Building, New Orleans, Louisiana.

(B) The hearing to be held in Dallas, Texas, commencing at 10 a. m., November 27, 1945, shall be held in the Baker Hotel, Dallas, Texas.

By the Commission.

[SEAL]

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-19371; Filed, Oct. 19, 1945; 10:16 a. m.]

[Docket No. G-638]

FRANNIE GAS CO.

ORDER FIXING DATE OF HEARING

OCTOBER 17, 1945.

Upon consideration of the application filed May 14, 1945, by Frannie Gas Company for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize its operation of a 3-inch natural gas transmission pipe line approximately 8.15 miles in length extending from the Polecat Gas Field in Park County, Wyoming, to a point on the Montana-Wyoming State line, and a 2-inch line connecting with the aforementioned 3-inch line extending approximately 4.74 miles to the Yale Pipeline Company's pumping station near Warren, Montana;

The Commission orders that:

(A) A public hearing be held commencing on October 30, 1945, at 10 a. m. in the Hearing Room of the Federal

Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., concerning the matters involved and the issues presented in this proceeding.

(B) Interested state commissions may participate in said hearing as provided in § 67.4 of the Provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-19370; Filed, Oct. 19, 1945;  
10:15 a. m.]

[Docket No. G-622]

UNITED GAS PIPE LINE CO.

ORDER REOPENING PROCEEDING AND FIXING  
DATE FOR FURTHER HEARING

OCTOBER 17, 1945.

It appears to the Commission that:

(a) By the Commission's Opinion No. 124 and accompanying order entered July 5, 1945, in Docket No. G-622, United Gas Pipe Line Company ("Applicant") was authorized to construct and operate the following-described facilities:

(1) Approximately 143 miles of 24-inch O. D. natural-gas transmission pipeline beginning at a gasoline plant to be constructed by Applicant in the Carthage gas field near Carthage, Panola County, Texas, and extending in an easterly direction to a point of connection with Tennessee Gas and Transmission Company's existing main 24-inch natural-gas transmission line at the latter's Monroe, Louisiana, compressor station, thence in a northeasterly direction to a point of connection with Applicant's existing pipeline facilities in the Monroe gas field at Applicant's Sterlington compressor station, together with appurtenant facilities, including three measuring stations and a parallel telephone line.<sup>1</sup>

(2) Approximately 4½ miles of 18-inch outside diameter natural-gas transmission pipeline beginning at the gasoline plant of The Chicago Corporation in the Carthage gas field and extending to a point of connection with the above-described 24-inch pipeline at the discharge side of Applicant's proposed gasoline plant in the Carthage field, together with appurtenant facilities, including a gas measuring station and a parallel telephone line.

(b) The Commission's aforesaid order of July 5, 1945, authorized Applicant to: (1) transport for Tennessee Gas and Transmission Company ("Tennessee Company"), by means of the above-described facilities, a maximum of 114,000 Mcf of natural gas per day (subject to further order of the Commission) from the Carthage field in Texas to Tennessee's Monroe, Louisiana, compressor station and (2) transport for the duration of the war emergency period by means of such facilities a maximum of 65,000 Mcf of natural gas per day (subject to further order of the Commission) from the Carthage field in Texas to the Mon-

roe field area in Louisiana for service to customers presently being served by Applicant.

(c) On October 1, 1945, applicant filed a supplemental application requesting the Commission to amend or supplement its order entered July 5, 1945, in Docket No. G-622 so as to authorize Applicant:

(1) In order to provide an emergency supply of natural gas to the Memphis Natural Gas Company ("Memphis Company") from sources outside the Monroe field until such time as the facilities which the Commission authorized the Memphis Company to construct and operate in Docket Nos. G-522 and G-549<sup>2</sup> are completed and placed in operation, to transport from the Lisbon field to Memphis Company, under an "Interim Agreement" dated September 6, 1945, through Applicant's Sarepta-Sterlington line, approximately 4,250,000 Mcf of natural gas during the first 12 months of service, and also to sell to Memphis Company under such agreement an additional 4,250,000 Mcf of natural gas during such first 12 months of service, such gas to be delivered to Memphis Company from Applicant's Sarepta-Sterlington line at a point in the Monroe field. During the term of the "Interim Agreement", Applicant proposes to transport into the Monroe area from the Carthage field through its Carthage-Sterlington pipeline volumes of gas equivalent to those sold and transported to Memphis Company through the Sarepta-Sterlington line in order to maintain deliveries to Applicant's other customers now being served from the Sarepta-Sterlington line.

(2) To transport through the Carthage-Sterlington pipeline and sell to Southern Natural Gas Company ("Southern Natural") under an agreement dated September 7, 1945, approximately 26 per cent of Southern Natural's natural-gas requirements until October 31, 1965. Applicant states that approximately 19,003,000 Mcf will be sold to Southern Natural during the first 12 months of service.

(3) To transport through the Carthage-Sterlington pipeline and sell to Mississippi River Fuel Corporation ("Mississippi River Fuel") under an agreement dated September 7, 1945, the same percentage of the latter's requirements as is provided for in an existing agreement, until November 1, 1966, except that Applicant may be required to deliver a greater percentage of such requirements. The estimated quantity of gas proposed to be transported and sold to Mississippi River Fuel during the first 12 months of service is 18,470,000 Mcf.

(4) Sell approximately 6,650 Mcf of natural gas annually to United Gas Corporation for resale to the town of Calhoun, Louisiana.

(5) Construct and operate the following-described facilities: (i) For the delivery of gas to United Gas Corporation for resale at Calhoun, Louisiana—approximately eight-tenths (0.8) mile of pipeline, 2 inches in diameter, with appurtenant connection, valves and measuring station. Also connections to serve

farm tap consumers along the route of the line.

(ii) For the delivery of gas to Southern Natural—approximately 1,700 feet of pipeline, 16 inches in diameter, extending from the terminus of Applicant's Sterlington-Perryville pipeline to the point of delivery to Southern Natural in the Monroe field known as that Company's Logansport Receiving Station; and a metering station at such point of delivery.

(iii) The installation of three check metering stations, at or near the site of its Sterlington, Louisiana, compressing station, to measure the gas delivered from the Carthage-Sterlington pipeline into Applicant's other lines.

The Commission finds that: It is necessary and appropriate in the public interest that the record in the above-docketed proceeding be reopened for the purpose of taking evidence with respect to the matters involved and issues presented by the supplemental application filed herein.

The Commission orders that:

(A) The record in the above-docketed proceeding be and it is hereby reopened for the purpose of taking evidence, respecting the matters involved and the issues presented by the supplemental application filed herein, at a public hearing to be held commencing October 24, 1945, at 10 a. m. in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, NW., Washington, D. C.

(B) All interveners in this matter may participate in the reopened proceeding in accordance with leave heretofore granted by the Commission.

(C) Interested State commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-19372; Filed, Oct. 19, 1945;  
10:15 a. m.]

[Docket No. IT-5354]

NEBRASKA POWER CO.

ORDER GRANTING REQUEST FOR ORAL  
ARGUMENT

OCTOBER 17, 1945.

Upon request of counsel for interveners, Omaha Ice & Cold Storage, Inc., et al., made on October 15, 1945, requesting oral argument before the Commission;

The Commission orders that: Oral argument in the above-entitled proceeding be had before the Commission sitting en banc on October 29, 1945, at 10:00 a. m., in the Hearing Room of the Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-19373; Filed, Oct. 19, 1945;  
10:16 a. m.]

<sup>1</sup> Such facilities are hereinafter referred to as the "Carthage-Sterlington pipeline."

<sup>2</sup> Known generally as the "Lisbon Line."



[Docket No. IT-5968]

CALIFORNIA OREGON POWER CO.

## NOTICE OF APPLICATION

OCTOBER 18, 1945.

Notice is hereby given that on October 16, 1945, an application was filed with the Federal Power Commission pursuant to Section 203 of the Federal Power Act by The California Oregon Power Company, a corporation organized under the laws of the State of California, and doing business in the states of California and Oregon, with its principal business office at Medford, Oregon, seeking an order dismissing the application for lack of jurisdiction, or in the alternative, an order authorizing the acquisition of the electric facilities of the Public Utilities California Corporation, a corporation organized under the laws of the State of California and located in Del Norte County, California, for a cash consideration stated in the application to be \$175,000, subject to certain cash adjustments. The facilities to be sold by the Public Utilities California Corporation to The California Oregon Power Company, consist of a diesel electric generating unit of 625 kw capacity, 28 miles of transmission lines operating at 11,500 and 2,300 volts, and approximately 30 miles of distribution lines serving approximately 1,000 customers, being all of the former's electric facilities; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application, should file with the Federal Power Commission, Washington 25, D. C., on or before the fifth day of November 1945, a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL]

LEON M. FUQUAY,  
Secretary.[F. R. Doc. 45-19369; Filed, Oct. 19, 1945;  
10:15 a. m.]

## FEDERAL TRADE COMMISSION.

[Docket No. 5317]

NEW POWER PUBLICATIONS AND EVA  
SCHLOSSBERGORDER APPOINTING TRIAL EXAMINER AND  
FIXING TIME AND PLACE FOR TAKING  
TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 17th day of October, A. D., 1945.

In the matter of Anna Schlossberg, an individual trading as New Power Publications, and Eva Schlossberg.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission.

It is ordered, That John L. Horner, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, November 19, 1945, at ten o'clock in the forenoon of that day (eastern standard time) in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission:

[SEAL]

OTIS B. JOHNSON,  
Secretary.[F. R. Doc. 45-19384; Filed, Oct. 19, 1945;  
10:56 a. m.]

## ALIEN PROPERTY CUSTODIAN.

• [Vesting Order 5274]

ELIZABETH G. DEAN

In re: Estate of Elizabeth G. Dean, also known as Elizabeth G. Bauer, deceased; File D-28-9570; E. T. sec. 13204.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Dora Bramer in and to the Estate of Elizabeth G. Dean, also known as Elizabeth G. Bauer, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address  
Dora Bramer, Germany.

That such property is in the process of administration by Anna M. Oswald, as Administratrix with the Will Annexed of the Estate of Elizabeth G. Dean, also known as Elizabeth G. Bauer, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid

in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 15, 1945.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.[F. R. Doc. 45-19376; Filed, Oct. 19, 1945;  
10:50 a. m.]

[Vesting Order 5275]

FIRST WISCONSIN TRUST CO. ET AL.

In re: First Wisconsin Trust Company, a corporation, et al., Plaintiffs, vs. Emma Soehnlein Pabst, also known as Emma Pabst Soehnlein, et al., Defendants; File D-28-6460; E. T. sec. 10265.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Edith Patzig, Beatrice Stoebe, issue, names unknown, of Edith Patzig, issue, names unknown of Beatrice Stoebe, and each of them, in and to the trust estate created by the Declaration of Trust dated August 25, 1921 wherein Emil Schandeln, Emil Schandeln and Estella W. Schandeln as trustees for Emil Schandeln, Louise F. Ott, Gustave Pabst, Henry Danischewsky, Ella S. Frank, Marie P. Goodrich, Fred Pabst, Wm. O. Goodrich and Emma Pabst Soehnlein (née Emma Pabst) are designated as donors, and First Wisconsin Trust Company and Fred Pabst are designated as trustees, and in and to the trust estate created by the Declaration of Trust executed October 3, 1921, in which Elsbeth Pabst Farmer is designated as donor and First Wisconsin Trust Company and Fred Pabst are designated as trustees,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Edith Patzig, Germany.  
Beatrice Stoebe, Germany.  
Issue, names unknown, of Edith Patzig, Germany.  
Issue, names unknown, of Beatrice Stoebe, Germany.

That such property is in the process of administration by First Wisconsin Trust Company, 735 N. Water Street, Milwaukee, Wisconsin, and Fred Pabst, R. R. No. 4, Oconomowoc, Wisconsin, as Trustees in the matter of First Wisconsin Trust Company, a corporation, et al., Plaintiffs, vs. Emma Soehnlein Pabst, also known as Emma Pabst Soehnlein, et al., Defendants, acting under

the judicial supervision of the Circuit Court of Milwaukee County, Wisconsin;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 15, 1945.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-19377; Filed, Oct. 19, 1945;  
10:50 a. m.]

[Vesting Order 5276]

ADOLF SCHACHT

In re: Estate of Adolf Schacht, deceased; File D-28-9518; E. T. sec. 12922.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of heirs, names unknown, of Bernhard Schacht, deceased, Heinrich Schacht and Martha Studt, and each of them, in and to the Estate of Adolf Schacht, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Heirs, names unknown, of Bernhard Schacht, deceased, Germany.  
Heinrich Schacht, Germany.  
Martha Studt, Germany.

That such property is in the process of administration by the Baker-Egger National Bank of Walla Walla, Washington, as Executor, acting under the judicial supervision of the Superior Court of the State of Washington, for the County of Walla Walla;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country. (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 15, 1945.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-19378; Filed, Oct. 19, 1945;  
10:50 a. m.]

[Vesting Order 5277]

VINCENT L. TOOMEY ET AL.

In re: Vincent L. Toomey, Trustee, Plaintiff, vs. Frank Jaeger, et al., Defendants; File 017-8423.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Paul Jaeger, Jr., Walter Jaeger, Ellie Schmidt, Gertrude Jaeger, Emil Jaeger, Adolph Jaeger and their issue, names unknown, and each of them, in and to the trust established under a deed in trust executed by Frank Jaeger, as grantor and Vincent L. Toomey, as Trustee, on April 11, 1942, and recorded on April 13, 1942, in

Liber 7742, at Folio 263 of the land records of the District of Columbia,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Paul Jaeger, Jr., Germany.

The issue, names unknown of Paul Jaeger, Jr., Germany.

Walter Jaeger, Germany.

The issue, names unknown, of Walter Jaeger, Germany.

Ellie Schmidt, Germany.

The issue, names unknown, of Ellie Schmidt, Germany.

Gertrude Jaeger, Germany.

The issue, names unknown, of Gertrude Jaeger, Germany.

Emil Jaeger, Germany.

The issue, names unknown, of Emil Jaeger, Germany.

Adolph Jaeger, Germany.

The issue, names unknown, of Adolph Jaeger, Germany.

That such property is in the process of administration by Vincent L. Toomey, as Trustee, acting under the judicial supervision of the District Court of the United States for the District of Columbia;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country. (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on October 15, 1945.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-19379; Filed, Oct. 19, 1945;  
10:50 a. m.]

[Vesting Order 5278]

In re: Estate of Julius Herman Wolge, also known as Herman Wolge, deceased; File D-28-9666; E. T. sec. 13455.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows:

(a) All right, title, interest and claim of any kind or character whatsoever of Emil Wolge and Anna Blaudau, and each of them, in and to the Estate of Julius Herman Wolge, also known as Herman Wolge, deceased;

(b) An undivided two-thirds interest in that certain real property particularly described as follows:

Lot Three (3) except the east 125 feet thereof, Block One Hundred and Four (104) Parkrose, situated in the County of Multnomah and State of Oregon.

Together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Emil Wolge, Germany.  
Anna Blaudau, Germany.

That such property is in the process of administration by William E. Snyder, as Administrator of the Estate of Julius Herman Wolge, also known as Herman Wolge, acting under the judicial supervision of the Circuit Court of the State of Oregon, for Multnomah County;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in (a) and (b) above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hear-

ing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 15, 1945.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-19380; Filed, Oct. 19, 1945;  
10:50 a. m.]

## OFFICE OF DEFENSE TRANSPORTATION.

[Supp. A. O. 1-6A, Revocation]

DESIGNED MEMBERS OF THE STAFF OF THE  
DIVISION OF RAILWAY TRANSPORT

### DELEGATION OF AUTHORITY

Pursuant to § 503.4 of Administrative Order ODT 1, as amended, (8 F.R. 6001, 9 F.R. 4614), Supplementary Administrative Order ODT 1-6A, (9 F.R. 3673), is hereby revoked effective October 20, 1945.

Issued at Washington, D. C., this 19th day of October 1945.

E. E. McCARTY,  
*Director,*  
*Railway Transport Department.*

[F. R. Doc. 45-19394; Filed, Oct. 19, 1945;  
11:18 a. m.]

[Notice and Order of Termination 92]

BOS TRUCK LINES, INC.

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Bos Truck Lines, Incorporated, by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Bos Truck Lines, Incorporated, 508 S. 12th Ave., Marshalltown, Iowa, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 20, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 92."

Issued at Washington, D. C., this 19th day of October 1945.

J. M. JOHNSON,  
*Director,*

*Office of Defense Transportation.*

[F. R. Doc. 45-19397; Filed, Oct. 19, 1945;  
11:18 a. m.]

[Notice and Order of Termination 93]

NIELSEN & PETERSEN

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9463 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Nielsen & Petersen by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Walter Petersen, doing business as Nielsen & Petersen, 123 W. 4th St., Grand Island, Nebraska, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 20, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 93."

Issued at Washington, D. C., this 19th day of October 1945.

J. M. JOHNSON,  
*Director,*  
*Office of Defense Transportation.*

[F. R. Doc. 45-19398; Filed, Oct. 19, 1945;  
11:18 a. m.]

## OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Order 4544]

L. M. SANDWICK ASSN.

### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by L. M. Sandwick Association, 223 W. Erie Street, Chicago 10, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

## ELECTRIC PHONOGRAPHS

L. M. Sandwick Association sales to private label accounts and U. S. Government Agencies:

Model No. PX	\$28.85
Model No. PT-10	35.15
Model No. SRC-1	62.00
Model No. DS-3	104.50
Model No. MC-364	112.10

L. M. Sandwick Association sales to jobbers who stock:

Model No. PX	30.37
Model No. PT-10	37.00
Model No. SRC-1	65.25
Model No. DS-3	110.00
Model No. MC-364	118.00

L. M. Sandwick Association sales to drop shipment jobbers:

Model No. PX	33.75
Model No. PT-10	40.70
Model No. SRC-1	71.75
Model No. DS-3	123.75
Model No. MC-364	132.75

Sales by all persons to retailers:

Model No. PX	38.10
Model No. PT-10	49.20
Model No. SRC-1	87.00
Model No. DS-3	165.00
Model No. MC-364	177.00

Sales by all persons to consumers (maximum price includes Federal Excise Tax):

Model No. PX	63.50
Model No. PT-10	82.00
Model No. SRC-1	145.00
Model No. DS-3	275.00
Model No. MC-364	295.00

These maximum prices are for the articles described in the manufacturer's application dated August 23, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory, 2% in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, \$1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Manufacturer's Model No. \_\_\_\_\_  
O. P. A. Retail Ceiling Price—\$ \_\_\_\_\_  
Federal Excise Tax Included  
Manufactured by L. M. Sandwick Association,  
Chicago, Illinois.  
Do not detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, at wholesale, the seller shall notify the purchaser in writing of the maximum prices

and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 18th day of October 1945.

Issued this 17th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19301; Filed, Oct. 18, 1945;  
11:55 a. m.]

[MPR 188, Amdt. 91 to Order A-1]

## REFRACTORY FLINT CLAY

## MODIFICATION OF MAXIMUM PRICES

An opinion involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (4) (iv) is amended to read as follows:

(iv) *Applicable period of this paragraph.* The provisions of this paragraph shall be applicable only on shipments made during the period May 1, 1945, to December 31, 1945, inclusive.

This Amendment No. 91 shall become effective October 24, 1945.

Issued this 19th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19415; Filed, Oct. 19, 1945;  
11:43 a. m.]

## Regional and District Office Orders.

[Region II Order G-1 Under SO 119]

## POTDEVIN MACHINE CO.

## DETERMINATION OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator, Region II, of the Office of Price Administration by section 16 of Supplementary Order 119, as amended; *It is hereby ordered, That:*

(a) Maximum prices of Potdevin Machine Co. of 1221 38th Street, Brooklyn 18, New York for its paper working machinery shall be determined by adding 16% to its maximum net prices as determined under Revised Maximum Price Regulation 136, as amended, "Machines, Parts and Industrial Equipment"; such adjustment shall be in place of and shall not be added onto, the 9.5% adjustment authorized by Chester Bowles, Price Administrator, by Revised Order No. 194 under Maximum Price Regulation 136.

(b) Maximum prices of persons who buy from Potdevin Machine Co., for resale, paperworking machinery produced by it, may add the dollars and cents amount of the increase in the price charged to them under the provisions of paragraph (a) hereof, to their maximum prices as determined under Revised Maximum Price Regulation 136, as amended. At or before the first sale after the date hereof to any reseller Potdevin Machine

Co. shall notify such reseller in writing of the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order, except as otherwise provided herein.

(d) This order may be revoked, amended or corrected at any time.

(e) A copy of this order is being filed with the Division of the Federal Register, where it is open to inspection by the public.

(56 Stat. 23, 705; Pub. Law 151, 73th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9599)

This order shall become effective immediately.

Issued this 5th day of October 1945.

LEO F. GENTNER,  
Acting Regional Administrator.

[F. R. Doc. 45-19247; Filed, Oct. 17, 1945;  
12:25 p. m.]

[Region II Order G-6 Under RMPR 136]

## GEORGE J. OLNEY

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator, Region II, of the Office of Price Administration by section 21 of Revised Maximum Price Regulation No. 136, as amended, *It is hereby ordered, That:*

(a) Maximum list prices, f. o. b. factory, of George J. Olney of Westernville, N. Y., for specified canning machinery produced by him shall be:

Item of machinery	Adjusted maximum list price per machine	
	With belt	With motor
No. 3 Rotation washer	\$925	\$1,047
No. 4 flat can quality grader	645	750
No. 5 flat can quality grader	570	1,079
No. 6 sample grader	209	250
No. 7 corn cutter	625	1,617

(b) The maximum price of resellers (brokers) for the machines above listed in paragraph (a) shall be determined by adding to their maximum prices, as otherwise determined under Revised Maximum Price Regulation 136, as amended, the dollars and cents amount of the increase in their cost authorized by this order. At or before the first sale after the date hereof to any reseller George J. Olney shall notify such reseller in writing of the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order, except as otherwise provided herein.

(d) This order may be revoked, amended or corrected at any time.

(e) A copy of this order is being filed with the Division of the Federal Register, where it is open to inspection by the public.

(56 Stat. 23, 705; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9599)

This order shall become effective immediately.

Issued this 5th day of October 1945.

LEO F. GENTNER,  
Acting Regional Administrator.

[F. R., Doc. 45-19245; Filed, Oct. 17, 1945;  
12:24 p. m.]

[Region II Order G-6 Under RMPR 251]  
CONSTRUCTION WORK IN BINGHAMTON, NEW  
YORK, AREA

An opinion accompanying this order issued simultaneously herewith, has been filed with the Division of Federal Register.

In the judgment of the Regional Administrator of Region II of the Office of Price Administration, the maximum prices established and the regulations prescribed by this order are generally fair and equitable, are necessary to effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9599, and do not exceed the general level of prices fixed by Revised Maximum Price Regulation No. 251, and the general level of prices in the area.

Therefore, under the authority vested in the Regional Administrator of Region II of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, this order is hereby issued.

**SECTION 1. Transactions covered by this order.** This order covers all sales of composition re-siding and re-roofing on an installed basis, together with accessories on residential structures in the area hereinafter described. It also includes related and incidental construction work when sold by installers of re-siding and re-roofing, whether such sale is made as a part of a general contract or not.

The term "composition re-siding" includes asphalt shingle re-siding, asbestos cement re-siding, insulated brick or stone re-siding and roll brick re-siding but shall not include wood shingles or wood re-siding.

The term "re-roofing" includes composition re-roofing such as asphalt shingles and mineral surface roll re-roofing and smooth surface roll re-roofing but does not include wood, metal or slate re-roofing.

The term "related" and "incidental" construction work means any installation of building materials or construction work other than installed re-roofing and re-siding, when sold by installers of re-roofing and re-siding.

**SEC. 2. Relationship of this order to Revised Maximum Price Regulation No. 251.** (a) The provisions of this order supersede sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of re-roofing and composition re-siding on an installed basis on residential structures and with respect to related and incidental construction

work sold by installers of composition re-siding and re-roofing on an installed basis. All other provisions of Revised Maximum Price Regulation No. 251 are applicable to transactions subject to this order unless otherwise provided in this order.

(b) On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell, offer to sell or deliver composition re-siding and re-roofing on residential structures on an installed basis or related and incidental construction work as herein defined at prices higher than the maximum prices established by this order: *Provided*, That deliveries made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

(c) An employer paying or about to pay labor rates higher than those in effect for him on the effective date of this order by reason of the predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act or any order or authorization of the Wage Adjustment Board, National War Labor Board or Economic Stabilization Director, may file an application for an amendment of this order to reflect such increased labor rates. Such a petition for amendment shall conform in all respects to the provisions of Revised Procedural Regulation No. 1, except that it shall be filed with the New York Regional Office or the Office of Price Administration.

**SEC. 3. Applicability.** This order shall apply in the Binghamton, N. Y., area which includes the counties of Broome, Chemung, Chenango, Cortland, Delaware, Otsego, Schuyler, Sullivan, Steuben, Tioga, Tompkins, and Yates, all in the State of New York.

**SEC. 4. Maximum prices for sales of composition re-siding and re-roofing on an installed basis.** The maximum prices for sales of composition re-siding and re-roofing on an installed basis on residential structures shall be as shown in the following tables, known as Tables I and II, and shall be upon a price per square basis. Table I covers prices for composition re-siding and accessories, and Table II covers prices for re-roofing and accessories.

TABLE I—COMPOSITION RE-SIDING PRICES

	Per square
Asbestos cement re-siding, standard surface hardness, 12 x 24" or 12 x 27".....	\$24.00
Asbestos cement re-siding of extra hard surface 12 x 24" or 12 x 27".....	27.00
Insulated brick or stone re-siding, 14 3/8 x 43 3/8", 13 3/8 x 43 3/8" and 14 x 43".....	30.00
Asphalt strip type re-siding, 167 lbs. Giant individual shingle re-siding, laid wide space method 7 1/2" exposure. (When this shingle is laid in wide space other than 7 1/2" exposure, American method, Dutch lap method or other methods, the price varies from the above in proportion to the quantity of material used).....	15.00
Roll brick re-siding.....	16.00

The above prices include nails, caulking, joint strips and one bundle of lath.

RE-SIDING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

	Per foot
Corner pieces for asphalt brick re-siding.....	\$0.40
Rolled corners on roll brick re-siding.....	.25
Soldier course on insulated brick.....	.15
Soldier course on roll brick.....	.10
Zinc corner bead.....	.15
	Per bundle
Lath (400 ft. per bundle) after first bundle.....	\$4.00
	Per square
15-lb. felt.....	\$1.50
30-lb. felt and smooth surface rolls.....	2.50
35-lb. felt smooth surface rolls in 12" widths.....	3.00
Building paper.....	1.00
	Per foot
Moulding (quarter round to 3/4" and band up to 1 1/2").....	\$0.05
Rabbeted moulding.....	.14
	Per square
Backer board.....	\$4.00
Removing stucco.....	5.00
All shingles above the second floor ceiling, extra charge.....	3.00
Applying shingles to the second floor when the first floor is not covered, extra charge.....	2.00

TABLE II—RE-ROOFING PRICES

	Per square
12" (3 in line) strip shingle—210 lbs.....	\$16.00
11 1/2" Hexagon strip shingle—167 lbs.....	14.00
Re-roofer type shingle standard weight, 135 to 140 lbs.....	14.00
Re-roofer type heavy weight—160 to 162 lbs.....	15.00
Giant individual dutch lap method—160 to 162 lbs. with clips. (When this shingle is laid in American method or other methods, the price varies from above in proportion to the quantity of material used).....	15.00
Diamond point roll re-roofing 18" width (apply to roofs having a pitch of 1-5").....	11.00
Diamond point roll re-roofing 18" width (apply to roofs having a pitch greater than 1-5").....	13.00
Slate surface roll re-roofing—90 lbs. (apply to roofs having a pitch of 1-5").....	8.00
Slate surface roll re-roofing—90 lbs. (apply to roofs having a pitch greater than 1-5").....	10.00
Smooth surface roll re-roofing—55 lbs.....	7.00
Smooth surface roll re-roofing—65 lbs.....	8.00
Smooth surface roll re-roofing in plastic slate—55 lbs.....	11.00
Smooth surface roll re-roofing in plastic slate—65 lbs.....	12.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—55 lbs.....	20.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—65 lbs.....	21.00
Cap sheet double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—34 lbs.....	16.50

The above prices include nails, mastic and flashing around chimneys and vents.

RE-ROOFING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

	Per foot
Hip and ridge shingles.....	\$0.15
	Per square
Slate surface rolls—90 lbs. (Used on valleys, ridges, or other sections of roofs).....	\$8.00



## RE-ROOFING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW—CON.

	Per square
15-lb. felt.....	\$1.50
30-lb. felt.....	2.50
35-lb. smooth surface rolls (when cut in 12" widths).....	3.00
	Per bundle
Lath (400 ft. per bundle) after first bundle.....	\$4.00
Bevel boards (per 100 lineal ft.).....	1.70
	Per square
Backer board.....	\$4.00
	Per foot
Single drip course of wood shingles.....	\$0.25
Double drip course of wood shingles.....	.45
Rake strip for drip course of wood 5/4 x 3" (wider boards priced proportionately).....	.25
Yankee gutters relined.....	.25
Box gutters relined.....	.35
Replaced boards on Yankee gutters.....	.30
	Per tube
Galvanized tubes without flange.....	\$1.50
Galvanized tubes with flange.....	2.00
	Per foot
Galvanized eave strip or rake strip.....	\$0.15
	Per square
To remove wooden, asphalt, asbestos or slate shingles.....	\$5.00

On all sales of composition re-siding and re-roofing on an installed basis covered by this order, where the maximum price of the entire job figured in accordance with Tables I and II of this order is less than \$50.00, the seller may make a minimum charge of \$50.00.

On all sales of composition re-siding and re-roofing on an installed basis covered by this order, an additional charge of 50% of the maximum price per square may be made for the actual areas only which consist of the following on re-siding jobs: bay windows, towers, eye brows, dormer gables and dormer checks, porch columns, bulkheads and arches; on re-roofing jobs—towers, eye brows, bay windows, overhangs and shelves.

On all sales of re-roofing on silos, an additional charge of \$50.00 may be added to the maximum price as computed under the provisions of this order.

**SEC. 5. Guaranteed price.** A seller may sell a composition re-siding or re-roofing job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figures in accordance with the pricing methods and requirements of this order.

**SEC. 6. Related and incidental construction work.** If on any job, any installed building materials are furnished or any construction service performed by the seller, other than composition re-siding and re-roofing, the cost of such work shall not be included in the cost of installed composition re-siding and re-roofing, but shall be separately priced and billed on all invoices. The maximum price of any such related and incidental work shall be determined under Revised Maximum Price Regulation No. 251.

**SEC. 7. Measurements.** It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary by more than

10% from the maximum price computed under the terms of this order.

**Sec. 8. Notification.** Every person making sales subject to this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Upon completion of any contract for installed re-siding and/or re-roofing, and/or related and incidental construction work, the seller, if requested by the purchaser, must furnish to him an itemized statement showing the number of squares, the maximum price per square of re-siding and re-roofing installed, a list of all extras and the quantities and price of each and a separate statement of any related and incidental construction work other than installed re-siding and re-roofing giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the installation was completed, the names and addresses of the sellers and buyers and the terms of sale.

**SEC. 9. Evasion.** Any practice or device which results in a higher price to the purchaser of composition re-siding and re-roofing on an installed basis and/or related and incidental construction work than is permitted by this order is as much a violation as an outright over charging and subjects the seller to all the penalties provided by Revised Maximum Price Regulation No. 251.

**SEC. 10. Records.** All sellers of installed composition re-siding and re-roofing and/or related and incidental construction work covered by the terms of this order must keep records concerning each sale subject to this order, including the name and address of the purchaser, the location of the job, the date of the transaction, a description of the materials and services involved, the number of squares and price per square of re-siding and re-roofing, a list of all extras permitted under Tables I and II of this order with the quantity and price of each, and a separate statement of any related and incidental construction work. All such records shall be made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

**SEC. 11. Revocation or Amendment.** This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective October 16, 1945.

Issued this 5th day of October 1945.

LEO F. GENTNER,  
Acting Regional Administrator.

[F. R. Doc. 45-19246; Filed, Oct. 17, 1945; 12:25 p. m.]

[Region II Order G-37 Under RMPR 122, Amdt. 3]

## SOLID FUELS IN NEW YORK

For the reasons set forth in an opinion issued simultaneously herewith and un-

der the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122; It is ordered:

1. Paragraph (j) (1) and (j) (2) are amended to read as follows:

(1) Sales on a "direct-delivery" basis.

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)
Broken, egg, stove, nut.....	\$15.10	\$7.55	\$4.10	\$0.50
Pec.....	13.05	6.55	3.60	.80
Buckwheat.....	11.00	5.50	3.10	—
Rice.....	10.10	5.05	2.85	—
Barley.....	8.85	4.45	2.55	—
Screenings.....	4.75	—	—	—

(2) "Yard sales".

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED TO DEALERS AND TO CONSUMERS

Size	To dealers, per net ton	To consumers			
		Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)
Broken, egg, stove, nut.....	\$12.05	\$13.00	\$7.10	\$3.75	\$0.80
Pec.....	10.55	11.55	6.10	3.20	.70
Buckwheat.....	8.55	9.50	5.05	2.70	—
Rice.....	7.00	8.00	4.00	2.50	—
Barley.....	6.25	7.35	4.00	2.25	—
Screenings.....	3.75	3.75	—	—	—

This Amendment No. 3 to Order No. G-37 shall become effective October 5, 1945.

(56 Stat. 23, 765, Pub. Law 383, 79th Cong.; E.O. 9599, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4631)

Issued this 5th day of October 1945.

LEO F. GENTNER,  
Acting Regional Administrator.

[F. R. Doc. 45-19243; Filed, Oct. 17, 1945; 12:24 p. m.]

[Region II Order G-53 Under RMPR 122, Amdt. 23]

## PENNSYLVANIA ANTHRACITE IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, Order No. G-53 is amended in the following respects:

1. Items (6), (7), and (12) under Revised Appendix A are amended as follows:

Kind	Permitted per net ton increase above applicable area ceiling price for anthracite, pursuant to paragraph (b). (For sales of fractions of a net ton, the increase shall be proportionate)							
	Broken	Egg	Stove	Nut	Pea	Buck-wheat	Rice	Barley
(6) "Dial Rock" (rail) (This includes only anthracite produced and prepared by the Dial Rock Coal Co., Scranton, Pa., for rail shipments only, and marketed under the trade name "Dial Rock Coal".)	\$0.55	\$0.55	\$0.55	\$0.55	\$0.55	\$0.55	\$0.55	-----
(7) "Dial Rock" (truck) (This includes only anthracite produced and prepared by the Dial Rock Coal Co., Scranton, Pa., for truck shipments only and marketed under the trade name "Dial Rock Coal".)	.45	.45	.45	.45	.45	.45	.45	-----
(12) "T. E. Steele Coal Company" (This includes only anthracite produced by T. E. Steele Coal Co. and prepared at its central breaker located at Junedale, Pa.)	.65	.65	.65	.65	.65	.65	.35	-----

2. Revised Appendix B is amended by adding to the list of orders there enumerated the following:

Order No. G-56 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122. (Pittsburgh)

This Amendment No. 23 to Order No. G-53 with respect to Dial Rock Coal Company shall become effective as of September 28, 1945 and with respect to T. E. Steele Company it shall become effective as of September 27, 1945, except that for purposes of an application under paragraph (c) of Order No. G-53, it shall become effective as of October 1, 1945. The inclusion of Order No. G-56 in Appendix B shall become effective as of October 4, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 5th day of October 1945.

LEO F. GENTNER,  
Acting Regional Administrator.

[F. R. Doc. 45-19244; Filed, Oct. 17, 1945; 12:24 p. m.]

[Miami Order G-1 Under Supp. Service Reg. 48 to RMPR 165]

#### INVOICES AND RECORDS OF CERTAIN REPAIR ESTABLISHMENTS IN DADE COUNTY, FLA.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Miami District Office, Region IV, Office of Price Administration, by § 1499.681 (a) of Supplementary Service Regulation No. 48 to Revised Maximum Price Regulation No. 165 and Regional Delegation Order No. 74, issued by said Region IV on April 6, 1945, the above styled order is amended in the following respects:

1. Paragraph (c) is amended to read as follows:

(c) The provisions of this order shall apply to all appliance repair establishments which use a customer's hourly rate in pricing any of the services which they supply and which are located within Dade County, Florida.

This order shall become effective October 10, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Congress; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued: September 10, 1945.

JAMES S. THOMAS,  
District Director.

[F. R. Doc. 45-19248; Filed, Oct. 17, 1945; 12:25 p. m.]

#### [Region V Order G-1 Under MPR 592]

#### SAND AND GRAVEL IN ST. LOUIS, MO., AREA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, section 17 of Maximum Price Regulation No. 592, and Supplementary Order No. 28, it is hereby ordered:

(a) *What this order does.* This order adjusts maximum prices for producers and sellers of sand and gravel in the St. Louis, Missouri, area, which is defined as being and constituting the city of St. Louis, Missouri, and the county of St. Louis, Missouri.

(b) *Adjustment.* (1) Producers and sellers of the sand and gravel hereinafter specified in the St. Louis, Missouri, area, whose present maximum prices are lower than those hereinafter set forth, are permitted by this order to adjust their present maximum prices therefor up to, but not to exceed the maximum prices per ton as hereinafter set forth.

	Maximum prices per ton to—	
	Resellers	Other purchasers
Mississippi River sand.....	\$0.70	\$1.00
Meramec River gravel (2", 1 1/2", 1" and 3/4").....	.80	.80
Meramec River gravel (3/4", 1/2" and 3/8").....	.80	.80
Meramec River sand (coarse and medium).....	.80	.80
Special Meramec River sand.....	1.00	1.00

The above prices are net f. o. b. plant of seller. In those cases where the producer seller transfers such commodity from the plant of production to the plant of sale 40¢ per ton may be added to the

above maximum prices per ton for sales to resellers and 60¢ per ton may be added to the above maximum prices for sales to purchasers other than resellers.

(2) Resellers of the sand and gravel hereinafter specified in the St. Louis, Missouri area, whose present maximum prices are lower than those hereinafter set forth, are permitted by this order to adjust their present maximum prices therefor up to, but not to exceed the maximum prices per ton as hereinafter set forth.

	Per ton
Mississippi River sand.....	\$1.05
Meramec River gravel (2", 1 1/2", 1", and 3/4").....	1.75
Meramec River gravel (3/4", 1/2", and 3/8").....	1.05
Meramec River sand (coarse and medium).....	1.75
Special Meramec River sand.....	2.00

The above prices are maximum prices per net ton delivered to a point designated by the purchaser other than a reseller. In those cases where producers deliver the commodities to a point designated by the purchaser other than a reseller, then and only in such case may producers sell to such ultimate consumers at the above maximum prices.

(3) *Yard prices.* Resellers who at the time of the issuance of this order have established maximum prices covering sales at their yards and sales delivered shall compute their new maximum yard prices as follows: Subtract from the dollars and cents delivered prices established in this order the difference between such reseller's established yard and delivered prices prevailing at the time of the issuance of the order.

(c) Lower prices than the maximum prices hereinabove set forth may be charged, offered, demanded, or paid.

Maximum prices established in this order must be adjusted to include all allowances, discounts and price differentials which each seller or reseller subject to this order had in effect prior to the issuance of this order. Each such seller or reseller shall maintain and continue all of his legal current pricing practices.

(d) By the issuance of this order the Regional Administrator, pursuant to the authority granted to him under section 161 of Maximum Price Regulation No. 188 and section 18 of the General Maximum Price Regulation, hereby revokes Order No. V-188.161 (a) (2)-50.1 through 50.5 and Order GMPR.18 (c)-274.1 through 274.25.

(e) This order is subject to revocation or amendment at any time hereafter, either by special order or by any amendment or supplement hereafter issued to any price regulation, the provisions of which may be contrary hereto.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 11th day of October 1945.

W. A. ORTH,  
Regional Administrator.

[F. R. Doc. 45-19250; Filed, Oct. 17, 1945; 12:26 p. m.]

[Region V Order G-2 Under Supp. Service Reg. 43 to RMPR 165]

#### COTTON PICKING SERVICES IN TEXAS

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region V by Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation No. 165; it is ordered:

(a) *What this order does.* This order establishes maximum prices for the services of picking, pulling and snapping cotton when supplied by independent contractors in the counties of Archer, Baylor, Callahan, Childress, Coke, Coleman, Collingsworth, Concho, Cottle, Dickens, Donley, Fisher, Foard, Gray, Hall, Hardeman, Haskell, Howard, Jones, King, Kent, Knox, Martin, Mitchell, Motley, Midland, McCulloch, Nolan, Runnels, Shackelford, Scurry, Stonewall, Taylor, Tom Green, Throckmorton, Wichita, Willbarger, Wheeler, and Young, Texas.

(b) *Maximum prices.* The maximum prices which an independent contractor may charge in the area defined in (a) for services in connection with the picking of well picked clean seed cotton and the pulling or snapping of cotton are established as follows:

(1) Contractors may add to the amount per hundred pounds paid to cotton pickers, provided pickers' wages do not exceed the wage ceiling established by the Department of Agriculture, the following amounts, depending upon the distance from the field in which the cotton is picked to the gin in which the cotton is ginned:

*Distance From Field to Gin and Amount Contractors May Add to Pickers' Wages*

Not more than 15 miles: 25¢ per 100.  
More than 15 miles: 30¢ per 100.

Contractor's maximum price would, therefore, be the sum of the amount per hundred pounds paid to picker not to exceed wage ceilings, plus the permitted additions shown above.

(2) Maximum prices herein established shall include the following services to be rendered to the cotton grower and cotton picker by the independent contractor at his own expense:

- (i) Securing cotton pickers;
- (ii) Hauling cotton pickers to the field;
- (iii) Supervising the picking of the cotton;
- (iv) Supplying drinking water to the pickers in the field;
- (v) Weighing the cotton in the field and keeping records of the field weights of cotton picked by each picker;
- (vi) Hauling the cotton to the gin; and
- (vii) Paying the pickers out of the contract price for picking received from the producer of the cotton.

(3) *Extra services.* No extra charge may be made by a contractor for the performance of services other than those listed in subparagraph (2) above.

(c) *Prohibited practices.* All practices which are designed to obtain prices higher than the maximum price established in this order are prohibited, including, but not limited to, the giving

or offering of a bonus to a contractor by a cotton producer or gin operator and the demanding or receiving of a bonus from a cotton producer or gin operator by a contractor.

(d) *Record keeping.* Contractors who supply services subject to this order are required to keep the following records and make them available for inspection upon request to authorized officials of the Office of Price Administration and the United States Department of Agriculture.

(1) Name and address of producers to whom services subject to this order are supplied.

(2) Number of pounds of cotton picked for each producer.

(3) The amount per hundred pounds paid to pickers by the contractor and the field weights on which such payments were made.

(4) The amount of payment received from producers for services supplied pursuant to this order.

(e) *Definitions and terms used in this order.* "Independent contractor" as used in this regulation, refers to a person who supplies or offers to supply all of the services listed in paragraph (b) (2) herein and who is generally referred to in the trade as a crew leader.

This order may be revoked, revised or modified at any time by the Office of Price Administration.

This order shall remain in effect for a period of 90 days from the issuance hereof; however, this order may be continued in effect by amendment issued either prior to or after the expiration of the 90 day period.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 26th day of September 1945.

J. BRYAN MILLER,  
Acting Regional Administrator.

[F. R. Doc. 45-19249; Filed, Oct. 17, 1945; 12:25 p. m.]

[Region V Order G-2 Under MPR 592, Amdt. 1]

#### COMMERCIAL LIMESTONE IN CAPE GIRARDEAU, MO., AREA

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator by section 17 of Maximum Price Regulation No. 592; it is ordered:

Paragraph (a) of Order No. G-2, issued under Maximum Price Regulation No. 592, is revoked and amended to read, as follows:

(a) *What this order does.* This order grants an adjustment in the maximum price of commercial limestone for producers and sellers in the Cape Girardeau, Missouri, Area. The Cape Girardeau, Missouri, Area is defined as including the geographical area comprising the City of Cape Girardeau and County of Cape Girardeau, Missouri.

Except as this order amends Order No. G-2 issued under Maximum Price Regulation No. 592 on September 20, 1945, the aforesaid Order No. G-2 shall remain in full force and effect as heretofore issued.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this tenth day of October 1945.

J. BRYAN MILLER,  
Acting Regional Administrator.

[F. R. Doc. 45-19251; Filed, Oct. 17, 1945; 12:26 p. m.]

[Region VII Order G-73 Under MPR 183]

#### AIRCRAFT MECHANICS, INC. ET AL.

##### AUTHORIZATION OF MAXIMUM PRICES

Order No. G-73 under Maximum Price Regulation No. 183. Authorized maximum prices for specified articles manufactured by Aircraft Mechanics, Inc. of Colorado Springs, Colorado, when sold by the manufacturer and specified resellers. Docket No. 7-183-158-138.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 183, and for the reasons set forth in the accompanying opinion, this Order No. G-73 is issued.

(a) *What this order does.* This Order No. G-73 establishes maximum prices for specified commodities manufactured by Aircraft Mechanics, Inc., when sold at specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-73, the maximum prices for the nine commodities named below, manufactured by Aircraft Mechanics, Inc., of 3200 North Nevada Avenue, Colorado Springs, Colorado, in accordance with the specifications set forth in the applications of said manufacturer now on file in this Regional Office as a part of the records, in this case, shall be as follows:

	When sold f. o. b. shipping point by—		
	Manufacturer to jobber or wholesaler	Manufacturer to jobber or wholesaler to retailer	Any seller to an ultimate consumer
1. Hand cultivator.....	\$4.57	\$3.83	\$3.75
2. Plain cultivator.....	3.13	4.17	6.25
3. Child's table.....	3.29	4.00	6.63
4. Child's chair.....	2.24	2.89	4.63
5. Coffee table (painted tuck).....	7.00	9.50	15.83
6. Coffee table (stainless steel tuck).....	10.80	13.50	22.50
7. Hammock type chair.....	6.00	7.50	12.50
8. Folding recliner.....	12.24	15.00	25.00
9. Recliner with wheels.....	14.49	18.00	29.63

NOTE: (1) The maximum prices authorized for sales other than at the retail level are subject to a discount of 2% for payment within 10 days from date of invoice.

(2) The prices above specified for f. o. b. shipping point include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer or any other seller makes a first sale under this

Order No. G-73 to a person who purchases for resale, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale price or prices as set forth in paragraph (b) above, except resales to an ultimate consumer.

(d) *Manufacturer must tag each article with its retail price.* The manufacturer must attach to each article covered by this Order No. G-73 by any suitable means a tag plainly marked "Maximum price when sold to an ultimate consumer \$-----"

(e) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-73 for sales by the manufacturer or any other seller.

(f) *Geographical applicability.* The maximum prices authorized by this Order No. G-73 for resellers are applicable only to sales made within this Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(g) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(h) *Right to revoke or amend.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

*Effective date.* This Order No. G-73 shall become effective on the 4th day of October 1945.

Issued this 4th day of October 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-19252; Filed, Oct. 17, 1945;  
12:28 p. m.]

[Region VII Order G-76 Under MPR 188]

MIKE PANTUSO, ET AL.

#### AUTHORIZATION OF MAXIMUM PRICES

Order No. G-76 under Maximum Price Regulation No. 188. Authorized maximum prices for specified tow cables manufactured by Mike Pantuso, Salt Lake City, Utah, when sold by the manufacturer and specified resellers. Docket No. 7-188-153-125.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-76 is issued.

(a) *What this order does.* This Order No. G-76 establishes maximum prices for standard 12 foot tow cables and tow cables of varying lengths other than lengths of 12 feet and having a hook end finish at one or both ends when manufactured by Mike Pantuso and sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-76 the maximum prices for the tow cables designated below, manufactured by Mike Pantuso of 489 West 39th Street South, Salt Lake City, Utah, in accordance with the specifications set forth in the applications of said manufacturer, now on file in this Regional Office as a part of the record in this case, shall be as follows:

MAXIMUM PRICES FOR TOW CABLES 12 FEET IN LENGTH

Size (inch)	When sold by manufacturer to jobber or wholesaler	When sold by manufacturer, jobber or wholesaler to retailer	When sold by any seller to industrial user	When sold by any seller to ultimate consumer
3/4-----	\$2.45	\$3.27	\$4.41	\$4.90
3/8-----	2.55	3.40	4.59	5.10
1/2-----	2.78	3.71	4.99	5.57
5/16-----	3.08	4.11	5.55	6.17
5/8-----	3.27	4.37	5.90	6.55

MAXIMUM PRICES FOR TOW CABLES IN VARYING LENGTHS OTHER THAN 12-FOOT LENGTHS

	Size	Price per foot	Allowance for hook end finish	
			One end	Two ends
(1) When sold by manufacturer to jobber or wholesaler.	Inch			
	3/4	\$0.0475	\$1.05	\$2.05
	3/8	.0525	1.07	2.10
	1/2	.06	1.15	2.27
	5/16	.0650	1.24	2.47
(2) When sold by manufacturer, jobber or wholesaler to retailer.	3/4	.0775	1.30	2.57
	3/8	.0837	1.40	2.73
	1/2	.07	1.29	2.60
	5/16	.08	1.53	3.03
	3/8	.09	1.65	3.30
(3) When sold by any seller to industrial user.	3/4	.1033	1.73	3.43
	3/8	.0855	1.89	3.69
	1/2	.0945	1.94	3.78
	5/16	.103	2.07	4.10
	3/8	.1215	2.25	4.45
(4) When sold by any seller to ultimate consumer.	3/4	.1395	2.34	4.64
	3/8	.095	2.10	4.10
	1/2	.1050	2.15	4.20
	5/16	.12	2.30	4.65
	3/8	.1350	2.48	4.95
	5/8	.1650	2.60	5.15

NOTE: (i) The above authorized maximum prices for sales other than at the retail level are subject to a discount of 2% for payment within 10 days from date of invoice.

(ii) The above authorized maximum prices are for sales f. o. b. shipping point and include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer or any other seller makes a first sale under this Order No. G-76 to a person who purchases for resale, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale price or prices as set forth in paragraph (b) above, except sales of 12 foot tow cables to an industrial user or an ultimate consumer.

(d) *Manufacturer must tag each 12 foot cable with his retail price.* The manufacturer must attach to each 12 foot tow cable covered by this Order No.

G-76, by any suitable means, a tag plainly marked: "Maximum price when sold to an industrial user \$-----; Maximum price when sold to an ultimate consumer \$-----"

(e) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-76 for sales by the manufacturer or any other reseller.

(f) *Geographical applicability.* The maximum prices authorized by this Order No. G-76 for resellers are applicable only to sales made within this Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(g) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(h) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

*Effective date.* This Order No. G-76 shall become effective on the 10th day of October 1945.

Issued this 10th day of October 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-19253; Filed, Oct. 17, 1945;  
12:28 p. m.]

[Region VII Order G-80 Under MPR 188]

THOMPSON FIXTURE CO.

#### AUTHORIZATION OF MAXIMUM PRICES

Order No. G-80 under Maximum Price Regulation No. 188. Authorized maximum prices for an ironing board manufactured by W. M. Thompson, d/b/a Thompson Fixture Co., Denver, Colorado, when sold by the manufacturer and specified resellers. Docket No. 7-188-158-143.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-80 is issued.

(a) *What this order does.* This Order No. G-80 establishes maximum prices for an ironing board manufactured by W. M. Thompson, d/b/a Thompson Fixture Co., when sold at specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-80, the maximum prices for the ironing board, designated "Home

Ironing Board, Model No. 1", manufactured by W. M. Thompson, d/b/a Thompson Fixture Co., 3358 Pecos Street, Denver, Colorado, in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

- (1) When sold by the manufacturer to a jobber or a wholesaler..... \$3.95
- (2) When sold by the manufacturer, a jobber or a wholesaler to a retailer.. 5.25
- (3) When sold by any seller to an ultimate consumer or user..... 8.75

Note: (1) The maximum prices authorized by the above paragraphs (1) and (2) are subject to a discount of 2% for payment within 10 days from date of invoice.

(2) The above prices are for sales f. o. b. shipping point, and include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale and tagging with maximum price at retail level.* When the manufacturer or any other seller makes a first sale under this Order No. G-80 to a person who purchases it for resale, other than at the retail level, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale price as set forth in paragraph (b) above. The manufacturer must attach to each ironing board in question, by any suitable means, a tag plainly marked "Maximum price when sold by any seller to the ultimate consumer \$8.75."

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-80 for sales by the manufacturer or any reseller.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G-80 for resellers are applicable only to sales made within this Region VII, which includes the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur, in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

*Effective date.* This Order No. G-80 shall become effective on the 3d day of October 1945.

Issued this 3d day of October 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-19254; Filed, Oct. 17, 1945; 12:28 p. m.]

[Phoenix Order G-4 Under RMPR 259]  
MALT BEVERAGES IN PHOENIX, ARIZ.,  
DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What the order does.* In accordance with the provisions of section 4.1 (c) of RMPR 259, as amended, this order establishes a base delivery zone for wholesalers of bottled domestic malt beverages by establishing a common center point, or the geographic limits, or both, of such a zone.

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers located within the area within a radius of twenty miles of the intersection of Leroux and Aspen Streets in Flagstaff, Arizona. This area includes, but is not limited to, the following cities and towns:

Bellemont.	Secdona.
Flagstaff.	Townsend.
Parks.	Winona.

SEC. 3. *Applicability—(a) Within the base delivery zone.* No wholesaler located within the base delivery zone described in section 2 of this order may charge for delivery within that zone. Such seller's ceiling prices for sales may not exceed the ceiling prices figured in accordance with the provisions of RMPR 259, as amended.

(b) *Outside the base delivery zone.* Such sellers located in the base delivery zone defined in section 2 of this order, may charge in addition to their ceiling prices for bottled malt beverages for delivery outside the area described in section 3 (a), in accordance with the applicable provisions of RMPR 259, as amended. The charges which may be added are:

Distance beyond base delivery zone:	Permitted delivery charge (cents per case)
20 miles or less.....	3
More than 20 miles but less than 40 miles.....	6
40 miles or more but less than 60 miles.....	9
60 miles or more but less than 80 miles.....	12
80 miles or more but less than 100 miles.....	15
100 miles or more but less than 120 miles.....	18
120 miles or more but less than 140 miles.....	21
140 miles or more.....	24

(c) *Wholesalers located outside the base delivery zone.* This order shall not apply to wholesalers located outside the area described in section 2 of this order.

SEC. 4. *Definitions.* Unless the context otherwise requires the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in RMPR 259, as amended, shall apply to the terms used herein.

This order shall become effective September 24, 1945.

Issued this 21st day of September 1945.

HARRY W. HILL,  
District Director.

[F. R. Doc. 45-19255; Filed, Oct. 17, 1945; 12:29 p. m.]

[Region IV Order G-40 Under RMPR 122, Amdt. 2]

SOLID FUELS IN DALTON, GA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, paragraph (e) of Order No. G-40 under Revised Maximum Price Regulation No. 122 issued by this office on April 21, 1945, is amended to read as follows:

(e) *Maximum prices.* Maximum prices established by this order are as follows for sales on a "direct delivery or domestic" basis:

(1) *High volatile bituminous coal from District No. 8.*

Size	Per ton, 2,000 lbs.	Per 1/2 ton, 1,000 lbs.	Per 1/4 ton, 500 lbs.
Egg from mine index 141, Crotch Coal Co.....	\$3.10	\$4.20	\$2.15
Egg.....	7.60	4.20	2.10
Block.....	8.45	4.45	2.24
Stoker from mine index 93, Kentucky Cardinal Coal Corp.....	8.20	4.35	2.15
Stoker.....	7.95	4.25	2.11
Block.....	6.49	3.45	1.73

*Effective date.* This amendment shall become effective as of September 24, 1945.

Issued: October 2, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-19263; Filed, Oct. 17, 1945; 4:57 p. m.]

[Region IV Order G-60 Under RMPR 122]

SOLID FUELS IN HARRISONBURG, VA.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This adopting order establishes dollars-and-cents ceiling prices for specified solid fuels when sold and delivered by dealer in the area set out herein. These fuels are described and the maximum prices are set forth in paragraph (d) hereof.

(b) *Area covered.* This order covers all sales of specified solid fuels when sold and delivered within the corporate limits of Harrisonburg, Virginia. It also covers all sales thereof by dealers whose yards are located therein regardless of where delivery is made. Extra charges for deliveries beyond such corporate limits are provided.

(c) *Applicability of Basic Order No. G-37.* All the provisions of Order No. G-37 under Revised Maximum Price Regulation No. 122—Basic Order for Area Pricing of Coal in Region IV, issued April 4, 1945 by the Atlanta Regional Office, Region IV, Office of Price Administration are adopted in this order and are just as much a part of this order



as if printed herein. If said Order No. G-37 is amended in any respect, all the provisions of such order, as amended, shall likewise, without other action, be a part of this order. All persons subject to this adopting order are also subject to and should read and be familiar with the provisions of said Order No. G-37.

(d) *Maximum prices.* Maximum prices established by this order are as follows for sales on a "direct delivery or domestic" basis:

(1) *Low volatile bituminous coal from District No. 7.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.
Egg.....	\$9.20	\$4.85
Stove.....	8.90	4.70
Run-of-mine.....	8.60	4.55
Nut.....	8.35	4.43
Stocker pea.....	8.15	4.33

(e) *Maximum authorized service charges and required deductions—*(1) *Carrying from curb.* If buyer requests such service, dealer may charge not more than 50¢ per ton therefor.

(2) *Carrying up or down stairs.* If buyer requests such service, dealer may charge not more than \$1.00 per ton therefor.

(3) *Treated coals.* If the dealer's supplier has subjected the coal to oil or calcium chloride treatment to allay dust or to prevent freezing, and makes a charge therefor, the dealer selling such coal may add to the applicable maximum price set by this order, except as noted hereinafter, the amount of such charge, not to exceed 10¢ per net ton. This addition may not be made to the prices named for stoker pea, since the price already includes this 10¢ increase. When the increase permitted hereby is added, the invoice, sales slip, or receipt shall clearly show that the coal has been so treated, but it is not necessary that this charge be separately stated thereon.

(4) *Delivery zone.* No charge may be made for delivery within the corporate limits of Harrisonburg, Virginia. Dealers whose yards are located therein may, however, make a charge for deliveries beyond such corporate limits of not more than 10¢ per ton per mile beyond such corporate limits, measured by the actual mileage by the most direct highway route, and may impose a minimum charge of not more than 50¢ for each such delivery.

(5) *Credit.* No additional charge may be made for extension of credit.

*Effective date.* This order shall become effective October 8, 1945.

Issued: October 2, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-19270; Filed, Oct. 17, 1945;  
4:57 p. m.]

[Region II Rev. Order G-8 under RMFR 122,  
Amdt. 2]

SOLID FUELS IN BURLINGTON, CAMDEN AND  
GLOUCESTER COUNTIES, N. J.

For the reasons set forth in an opinion  
issued simultaneously herewith, and

under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Revised Order No. G-8 is amended in the following respects:

1. Paragraph (d) (1) is amended to read as follows:

(1) *Sales on a "direct delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE  
QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per 100 pounds (for sales of 100 pounds or more, but less than ½ ton)
Broken, egg, stove, nut...	\$14.60	\$7.80	\$0.90
Pea.....	12.90	6.95	.80
Buckwheat.....	10.90	5.95	.70
Rice.....	10.10	5.55	-----
Barley.....	8.35	4.20	-----
Screenings.....	4.70	2.35	-----

2. Paragraph (d) (2) is amended to read as follows:

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE  
QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 pounds for 100 pounds or more, but less than ½ ton	Per 50- pound paper bag
Broken, egg, stove, nut...	\$13.10	\$0.85	\$0.445
Pea.....	11.40	.75	.39
Buckwheat.....	9.40	.65	-----
Rice.....	8.60	.60	-----
Barley.....	6.85	-----	-----
Screenings.....	2.95	-----	-----

3. Paragraph (d) (3) is amended to read as follows:

(3) *"Sales in 18-pound paper bags"*  
(maximum price per bag).

Size	Deliv- ered at dealer's yard	Deliv- ered to retail stores	Sales to ulti- mate con- sumer
Nut.....	\$0.14	\$0.16	\$0.18
Pea.....	.12	.14	.16

4. Paragraph (e) (1) is amended to read as follows:

(1) *Sales on a "direct delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE  
QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per 100 pounds (for sales of 100 pounds or more, but less than ½ ton)
Broken, egg, stove, nut...	\$14.60	\$7.80	\$0.90
Pea.....	13.15	7.10	.80
Buckwheat.....	10.90	6.95	.70
Rice.....	9.35	5.20	-----
Screenings.....	4.70	2.35	-----

5. Paragraph (e) (2) is amended to read as follows:

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE  
QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 pounds for 100 pounds or more, but less than ½ ton	Per 50- pound paper bag
Broken, egg, stove, nut...	\$13.60	\$0.80	\$0.45
Pea.....	12.15	.70	.395
Buckwheat.....	9.90	.60	-----
Rice.....	8.35	-----	-----
Screenings.....	2.95	-----	-----

6. Paragraph (e) (3) is amended to read as follows:

(3) *"Sales in 18 lb. paper bags"* (maxi-  
mum prices per bag).

Size	Deliv- ered to dealer's yard	Deliv- ered to retail stores	Sales to ultimate consumer
Nut.....	\$0.14	\$0.16	\$0.18
Pea.....	.12	.14	.16

7. Paragraph (f) (1) is amended to read as follows:

(1) *Sales on a "direct delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE  
QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per 100 pounds (for sales of 100 pounds or more, but less than ½ ton)
Broken, egg, stove, nut...	\$14.10	\$7.55	\$0.90
Pea.....	12.65	6.85	.80
Buckwheat.....	10.40	5.70	.70
Rice.....	8.85	4.95	-----
Screenings.....	4.70	2.35	-----

8. Paragraph (f) (2) is amended to read as follows:

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE  
QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 pounds (for sales of 100 pounds or more, but less than ½ ton)	Per 50- pound paper bag
Broken, egg, stove, and nut.....	\$13.10	\$0.85	\$0.45
Pea.....	11.65	.75	.395
Buckwheat.....	9.40	.65	-----
Rice.....	7.85	.60	-----
Screenings.....	2.95	-----	-----

9. Paragraph (f) (3) is amended to read as follows:

(3) *"Sales in 18 lb. paper bags"*  
(maximum prices per bag).

Size	Deliv- ered at dealer's yard	Deliv- ered to retail stores	Sales to ulti- mate con- sumer
Nut.....	\$0.14	\$0.16	\$0.18
Pea.....	.12	.14	.16

10. Paragraph (g) (1) is amended to read as follows:

(1) *Sales on a "direct delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per 100 pounds for sales of 100 pounds or more, but less than ½ ton
Broken, egg, stove, and nut.....	\$14.85	\$7.95	\$0.90
Pea.....	13.15	7.10	.80
Buckwheat.....	10.90	5.95	.70
Rice.....	9.60	5.39	
Screenings.....	4.70	2.35	

11. Paragraph (g) (2) is amended to read as follows:

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 pounds (for sales of 100 pounds or more, but less than ½ ton)	Per 50 pounds paper bag
Broken, egg, stove, and nut.....	\$13.35	\$0.88	\$0.45
Pea.....	11.65	.75	.395
Buckwheat.....	9.40	.65	
Rice.....	8.10	.60	
Screenings.....	2.95		

12. Paragraph (g) (3) is amended to read as follows:

(3) *"Sales in 18 lb. paper bags"*<sup>1</sup> (maximum prices per bag).

Size	Delivered at dealer's yard	Delivered to retail stores	Sales to ultimate consumer
Nut.....	\$0.14	\$0.16	\$0.18
Pea.....	.12	.14	.16

This Amendment No. 2 to Revised Order No. G-8 shall become effective as of June 18, 1945.

(56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of August 1945.

LEO F. GENTNER,  
Acting Regional Administrator.

[F.R. Doc. 45-18996; Filed, Oct. 12, 1945; 1:35 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register October 17, 1945.

REGION II

Camden Order 4-F, Amendment 54, covering fresh fruits and vegetables in the Atlantic and Cape May Counties, New Jersey. Filed 2:13 p. m.

Camden Order 23, covering dry groceries in certain areas in New Jersey. Filed 2:13 p. m.

Camden Order 24, covering dry groceries in certain areas in New Jersey. Filed 2:13 p. m.

Camden Order 25, covering dry groceries in certain areas in New Jersey. Filed 2:14 p. m.

Newark Order 7-F, Amendment 20, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 2:14 p. m.

New York Order P-1, Amendment 9, covering fresh fish and seafood in the five boroughs in the city of New York. Filed 2:14 p. m.

Philadelphia Order 6-F, Amendment 49, covering fresh fruits and vegetables in the city and county of Philadelphia, Pennsylvania. Filed 2:15 p. m.

Philadelphia Order 11-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:15 p. m.

Philadelphia Order 12-F, Amendment 24, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:15 p. m.

Trenton Order 12-F, Amendment 30, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 2:15 p. m.

Williamsport Order 4-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:15 p. m.

Williamsport Order 26, Amendment 1, covering dry groceries in certain counties in Pennsylvania. Filed 2:16 p. m.

Williamsport Order 29, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 2:16 p. m.

Williamsport Order 27, Amendment 1, covering dry groceries in certain counties in Pennsylvania. Filed 2:16 p. m.

REGION III

Columbus Order 11-F, Amendment 13, covering fresh fruits and vegetables in certain areas in Ohio. Filed 1:51 p. m.

Columbus Order 10-F, Amendment 13, covering fresh fruits and vegetables in certain counties in Ohio. Filed 1:51 p. m.

Cincinnati Order 1-O, Amendment 4, covering eggs in certain counties in Ohio. Filed 1:50 p. m.

Cincinnati Order 1-O, Amendment 3, covering eggs in Hamilton and Montgomery Counties. Filed 1:50 p. m.

Cincinnati Order 2-C, Amendment 4, covering poultry in Adams, Lawrence and Scioto. Filed 1:50 p. m.

Cleveland Order 1-C, Amendment 8, covering poultry in certain counties in Ohio. Filed 1:50 p. m.

Cleveland Order 2-C, Amendment 7, covering poultry in certain counties in Ohio. Filed 1:50 p. m.

Cleveland Order 35, Amendment 1, covering dry groceries in certain areas in Ohio. Filed 1:50 p. m.

Detroit Order 2-W, Amendment 5, covering dry groceries in the Detroit Area. Filed 1:53 p. m.

Detroit Order 14, Amendment 7, covering dry groceries in the Detroit, Michigan Area. Filed 1:51 p. m.

Escanaba Order 3-O, covering eggs in certain areas in Michigan. Filed 1:52 p. m.

Escanaba Order 4-O, covering eggs in certain areas in Michigan. Filed 1:52 p. m.

Lexington Order 7-F, Amendment 20, covering fresh fruits and vegetables in Boyd County, Kentucky. Filed 2:10 p. m.

Lexington Order 8-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 1:53 p. m.

Louisville Order 2-P, Amendment 2, covering fish and seafood in Jefferson, Ky., and Clark and Floyd Counties, Indiana. Filed 2:10 p. m.

Louisville Order 3-C, Amendment 2, covering poultry in Jefferson, Kentucky, and Clark and Floyd Counties, Indiana. Filed 2:10 p. m.

Louisville Order 4-C, Amendment 2, covering poultry in certain counties in Kentucky. Filed 2:10 p. m.

Toledo Order 1-D, covering butter and cheese in certain counties in Ohio. Filed 2:10 p. m.

REGION IV

Atlanta Order 30-C, Amendment 3, covering poultry in certain counties in Georgia. Filed 1:53 p. m.

Atlanta Order 32-C, Amendment 3, covering poultry in certain counties in Georgia. Filed 1:53 p. m.

Birmingham Order 6-F, covering fresh fruits and vegetables in the Birmingham Area. Filed 2:11 p. m.

Jackson Order 4-F, Amendment 51, covering fresh fruits and vegetables in certain areas in Mississippi. Filed 1:53 p. m.

Jacksonville Order 9-F, Amendment 43, covering fresh fruits and vegetables in the Jacksonville, Florida Area. Filed 1:53 p. m.

Miami Order 1-C, Amendment 2, covering poultry in Hernando County, Florida. Filed 2:11 p. m.

Miami Order 2-C, Amendment 2, covering poultry in certain counties in Florida. Filed 2:11 p. m.

Miami Order 2-F, Amendment 33, covering fresh fruits and vegetables in the Tampa, Florida Area. Filed 2:11 p. m.

Miami Order 4-C, Amendment 2, covering poultry in Hernando County, Florida. Filed 2:11 p. m.

Miami Order 5-C, Amendment 2, covering poultry in certain counties in Florida. Filed 2:12 p. m.

Miami Order 6-C, Amendment 2, covering poultry in Broward, Collier, Dade and Monroe Counties, Florida. Filed 2:12 p. m.

Roanoke Order 18, covering dry groceries in the Roanoke Area. Filed 2:12 p. m.

Roanoke Order 18, Amendment 1, covering dry groceries. Filed 2:13 p. m.

REGION V

Little Rock Order 10-F, Amendment 13, covering fresh fruits and vegetables in Garland County, Arkansas. Filed 2:13 p. m.

Little Rock Order 12-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:13 p. m.

Little Rock Order 13-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:03 p. m.

Little Rock Order 14-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:03 p. m.

Little Rock Order 15-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:03 p. m.

New Orleans Order 3-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 2:09 p. m.

New Orleans Order 4-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 2:03 p. m.

New Orleans Order 5-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 2:09 p. m.

New Orleans Order 6-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 2:09 p. m.

New Orleans Order 23, Amendment 1, covering dry groceries. Filed 1:54 p. m.

New Orleans Order 30, Amendment 1, covering dry groceries. Filed 1:54 p. m.

Shreveport Order 6-W, Amendment 1, covering dry groceries. Filed 2:04 p. m.

REGION VI

Green Bay Order 17 and 5-W, covering dry groceries in certain counties in Wisconsin. Filed 2:04 p. m.

Green Bay Order 18, and 6-W, covering dry groceries in certain counties in the State of Wisconsin. Filed 2:04 p. m.

Sioux Falls Order 2-F, Amendment 11, covering fresh fruits and vegetables in the city of Sioux Falls, South Dakota. Filed 2:05 p. m.

Sioux Falls Order 3-F, Amendment 10, covering fresh fruits and vegetables in certain areas in South Dakota. Filed 2:05 p. m.

Sioux Falls Order 4-F, Amendment 10, covering fresh fruits and vegetables in certain areas in South Dakota. Filed 2:05 p. m.  
Springfield Order 59, covering dry groceries in certain areas in Illinois. Filed 2:05 p. m.

## REGION VII

Albuquerque Order 9-F, Amendment 14, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 2:05 p. m.

Albuquerque Order 10-F, Amendment 15, covering fresh fruits and vegetables. Filed 2:06 p. m.

Albuquerque Order 11-F, Amendment 16, covering fresh fruits and vegetables. Filed 2:06 p. m.

Albuquerque Order 12-F, Amendment 15, covering fresh fruits and vegetables. Filed 2:07 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-19410; Filed, Oct. 19, 1945;  
11:42 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 70-1137, 54-117, 59-72]

COLUMBIA GAS AND ELECTRIC CORP. ET AL.  
SUPPLEMENTAL ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 17th day of October 1945.

In the matter of Columbia Gas & Electric Corporation, the Cincinnati Gas & Electric Company, Miami Power Corporation, the Union Light, Heat and Power Company, File No. 70-1137; and Columbia Gas & Electric Corporation, File No. 54-117; and Columbia Gas & Electric Corporation and its subsidiary companies, Respondents, File No. 59-72.

The Cincinnati Gas & Electric Company, a public utility subsidiary of Columbia Gas & Electric Corporation, a registered holding company, having filed an application under section 6 (b) and amendments thereto for exemption from the provisions of sections 6 (a) and 7 of the act of the issue and sale, pursuant to the competitive bidding provisions of Rule U-50, of \$45,500,000 principal amount of First Mortgage Bonds and the issue of 270,000 shares of new preferred stock and the offer of exchange of such stock for its outstanding preferred stock and the sale of the unexchanged portion of such new preferred stock to underwriters; and

The Commission having by order dated October 5, 1945, granted said applica-

tion, except as to the price to be paid for said bonds and new preferred stock, the redemption prices therefor, the interest and dividend rates thereon, respectively, the underwriters' spread on the bonds and its allocation, the compensation to be paid the underwriters for their agreement to purchase the unexchanged portion of the new preferred stock and their services in effectuating exchanges, and all legal fees and expenses to be paid in connection with the proposed transaction, as to which matters jurisdiction was reserved; and

The Cincinnati Gas & Electric Company having filed an amendment to the application in which it is stated that in accordance with the permission granted

by the said order of this Commission dated October 5, 1945, it offered such bonds and the unexchanged shares of the preferred stock for sale pursuant to the competitive bidding requirements of Rule U-50 and received certain combination and separate bids, described below. The interest and dividend rates on the bonds and the preferred stocks, respectively, the over-all price offered to be paid to the company by each of the bidders, the compensation to be paid the underwriters for their agreement to purchase the unexchanged shares of preferred stock and their services in effectuating exchanges, and the annual cost of money to the company computed to reflect the foregoing, are as follows:

	Interest or dividend rate	Price to company	Underwriters' compensation	Annual cost of money	
<i>Bond bids</i>	<i>Percent</i>			<i>Dollars</i>	<i>Percent</i>
Halsey, Stuart & Co., Inc.	2 3/4	\$100.5859		1,238,191.96	2.721
Mellon Securities Corporation-Blyth & Co., Inc.	2 3/4	100.55		1,234,000.03	2.723
Morgan Stanley & Co.	2 3/4	100.41691		1,241,481.55	2.729
<i>Preferred stock bids</i>					
Blyth & Co., Inc.-Mellon Securities Corp.	4.05	\$106.00	\$429,300	1,047,313.53	3.870
Morgan Stanley & Co.	4.40	107.00	461,400	1,051,491.79	3.894
<i>Combination bids</i>					
Morgan Stanley & Co.:					
Bonds	2 3/4	\$100.33991		1,243,663.33	2.733
Preferred stock	4.00	106.00	\$454,400	1,035,673.29	3.839

It is further stated that The Cincinnati Gas & Electric Company has accepted the combination bid, as set out above, of Morgan, Stanley and W. E. Hutton & Company as representatives of and on behalf of a group of underwriters. The combination bid is stated to result in a total "annual cost of money" to the company, as determined by the bidding specifications, of approximately \$6300 less than the best combination of separate bids. The bonds are to be resold to the public at a price of 101% of their principal amount, which represents a spread of .66009%. The unexchanged shares of the preferred stock are to be sold to the public at \$106 per share, the price paid to the company, as set out above.

The Commission having examined said amendment and having considered the record herein, including the objections of Halsey, Stuart & Company to the acceptance of the combination bid set out above, and finding no basis for imposing terms and conditions with respect to the prices to be paid for said bonds and the unexchanged shares of the preferred stock, the redemption prices therefor, the interest and dividend rates thereon, respectively, the underwriters' spread on the bonds and its allocation, the compensation to be paid the underwriters for

their agreement to purchase the unexchanged portion of preferred stock and their services in effectuating exchanges, and the expenses incurred in connection with the proposed transactions;

It is ordered, That jurisdiction heretofore reserved over the prices to be paid for the bonds and the unexchanged shares of preferred stock, the redemption prices therefor, the interest and dividend rates thereon, respectively, the underwriters' spread on the bonds and its allocation, the compensation to be paid the underwriters for their agreement to purchase the unexchanged shares of the preferred stock and their services in effectuating exchanges, and the expenses incurred in connection with the proposed transactions, be, and the same hereby is, released, and said application be, and the same hereby is, granted, subject, however, to the terms and conditions prescribed in our Rule U-24 and to our previous reservation of jurisdiction over all legal fees to be paid in connection with the proposed transactions.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-19385; Filed, Oct. 19, 1945;  
11:05 a. m.]